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 AMERICAN FORK CITY, dated April 10th, 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 AMERICAN FORK CITY, located in Utah County, State of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 4th day of February, 2008 at Salt Lake City, Utah.

GARY R. HERBERT
Lieutenant Governor

ENT 6811:2008 PG 1 of 18
RANDALL A. COVINGTON
UTAH COUNTY RECORDER
2008 Jan 18 3:41 pm FEE 0.00 BY SS
RECORDED FOR AMERICAN FORK CITY

AN ORDINANCE

AN ORDINANCE AMENDING SECTION 1.12.010 OF THE REVISED ORDINANCES OF AMERICAN FORK CITY 1985, AS AMENDED, ANNEXING CERTAIN PROPERTIES TO AMERICAN FORK CITY AND ESTABLISHING ZONING CLASSIFICATION FOR SAID PROPERTY.

BE IT ORDAINED BY THE CITY COUNCIL OF AMERICAN FORK CITY, UTAH:

SECTION I. THAT THE FOLLOWING DESCRIBED REAL PROPERTY BE, AND THE SAME IS HEREBY ANNEXED TO AMERICAN FORK CITY, UTAH, THE CORPORATE LIMITS OF SAID CITY ARE HEREBY EXTENDED TO INCLUDE SAID DESCRIBED PROPERTY, AND SAID PROPERTY IS HEREBY DECLARED TO BE PART OF AMERICAN FORK CITY AND SHALL HENCEFORTH BE SUBJECT TO ALL OF THE ORDINANCES AND REGULATIONS THEREOF, AND THAT THE DESCRIPTION OF THE BOUNDARIES OF AMERICAN FORK CITY AS SET FORTH IN SECTION 1.12.010 OF THE REVISED ORDINANCES BE AMENDED TO INCLUDE THE FOLLOWING DESCRIBED PROPERTY TO-WIT:

ORDINANCE NO. 07-04-13
CHIDESTER ANNEXATION (1300 NORTH 100 EAST)
SEE ATTACHMENT 'A'

SECTION II. THAT THE TERRITORY ANNEXED UNDER SECTION I ABOVE, IS HEREBY CLASSIFIED INTO THE R1-9000 AND THE R1-12000 ZONES AS SHOWN ON ATTACHMENT 'B' AND SUBJECT TO THE TERMS AND CONDITIONS OF THE CHIDESTER ANNEXATION AGREEMENT AS PROVIDED IN ATTACHMENT 'C'.

SECTION III. PASSED BY THE CITY COUNCIL OF AMERICAN FORK, THIS 10 DAY OF APRIL, 2007.

Heber M. Thompson
HEBER M. THOMPSON, MAYOR

AMERICAN FORK CITY CORPORATE SEAL UTAH COUNTY STATE OF UTAH

ATTEST:

STATE OF UTAH
COUNTY OF UTAH

I, RICHARD M. COLBORN, RECORDER OF AMERICAN FORK CITY, UTAH, DO HEREBY CERTIFY THE ABOVE AND FOREGOING TO BE A FULL, TRUE AND CORRECT COPY OF AN ORDINANCE AMENDING SECTION 1.12.010 OF THE REVISED ORDINANCES OF AMERICAN FORK CITY 1985, AMENDED, ANNEXING CERTAIN PROPERTIES TO AMERICAN FORK CITY AND ESTABLISHING ZONING CLASSIFICATION FOR SAID PROPERTY.

IN WITNESS WHEREOF, I HEREUNTO SET MY HAND AND AFFIX THE CORPORATE SEAL OF AMERICAN FORK, UTAH THIS 10 DAY OF APRIL, 2007.

R. M. C.
RICHARD M. COLBORN, RECORDER

Received
JAN 24 2008
Gary R. Herbert
Lieutenant Governor

map sent 2-1-08

# ATTACHMENT A

## SURVEYOR'S CERTIFICATE

I HEREBY CERTIFICATE THAT THIS IS A TRUE AND ACCURATE MAP OF THE TRACT OF LAND TO BE AMENDED TO AMERICAN FORK CITY, UTAH COUNTY, UTAH.

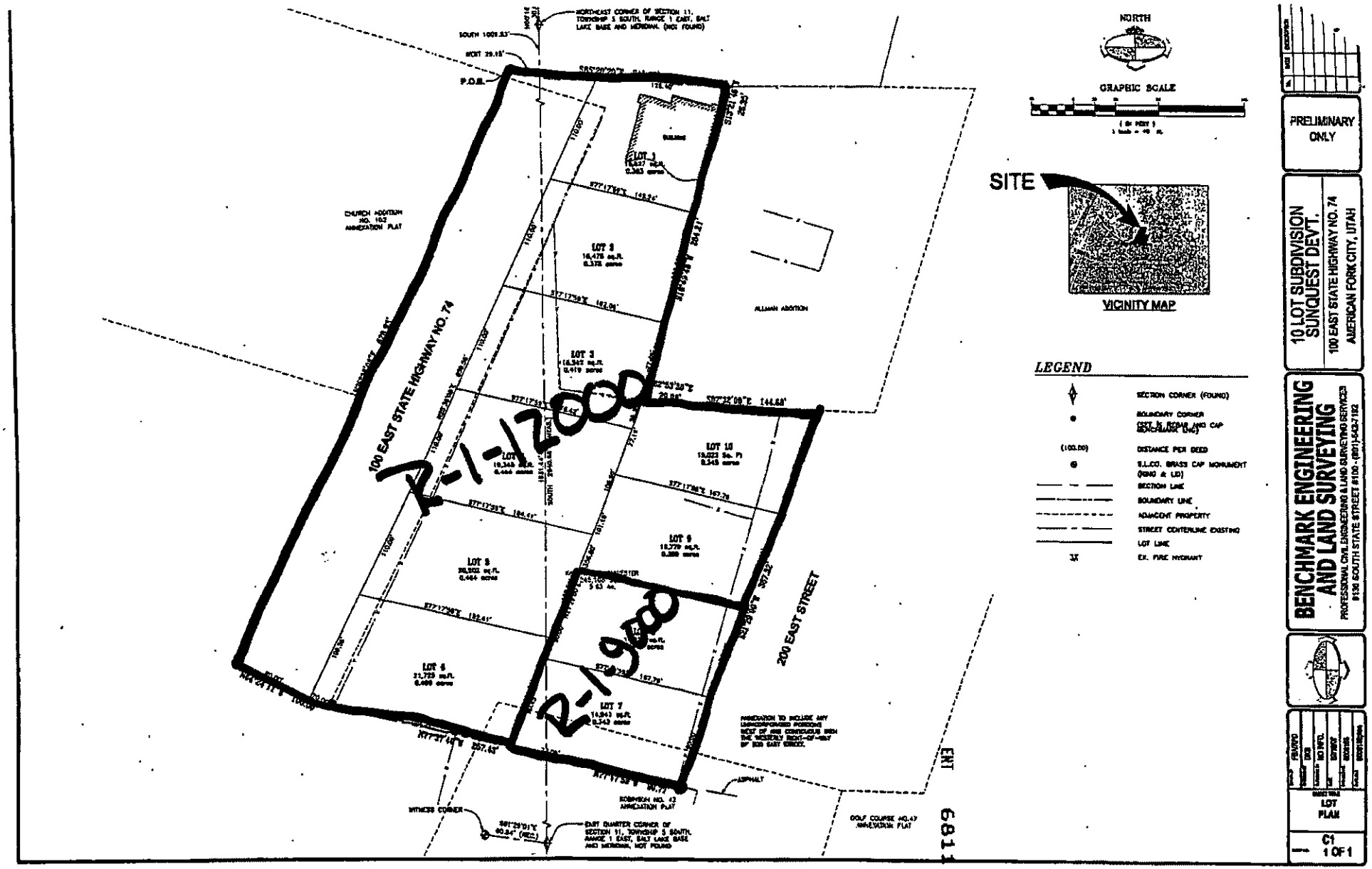
1-11-08
DATE

ENGINEER - SURVEYOR

## POLITICAL BOUNDARY DESCRIPTION

BEGINNING AT THE NORTHEAST CORNER OF THE CHURCH ADDITION NO. 102 ANNEXATION PLAT ON FILE AT THE UTAH COUNTY RECORDER'S OFFICE, SAID POINT BEING SOUTH 1048.65 FEET MORE OR LESS ALONG THE SECTION LINE AND EAST 64.06 FEET MORE OR LESS FROM THE NORTHEAST CORNER OF SECTION 11, TOWNSHIP 5 SOUTH, RANGE 1 EAST, SALT LAKE BASE AND MERIDIAN, RUNNING THENCE EAST 115.95 FEET MORE OR LESS TO THE WESTERLY LINE OF THE ALLMAN ADDITION ANNEXATION PLAT ON FILE AT SAID COUNTY RECORDER; THENCE THE FOLLOWING FIVE (5) COURSES ALONG SAID PLAT, 1) SOUTH 16°05'37" WEST 37.64 FEET, 2) SOUTH 17°25'26" WEST 212.44 FEET, 3) SOUTH 14°21'39" WEST 40.03 FEET, 4) SOUTH 86°16'29" EAST 94.85 FEET, 5) SOUTH 88°16'31" EAST 135.15 FEET TO THE WESTERLY LINE OF THE GOLF COURSE NO. 47 ANNEXATION PLAT ON FILE AT SAID COUNTY RECORDER; THENCE SOUTH 18°00'00" WEST 394.37 FEET ALONG SAID LINE; THENCE NORTH 77°29'59" WEST 423.58 FEET TO AND ALONG THE ROBINSON NO. 42 ANNEXATION PLAT ON FILE AT SAID COUNTY RECORDER TO THE NORTHWEST CORNER OF SAID PLAT SAID POINT ALSO BEING THE SOUTHEAST CORNER OF SAID CHURCH ADDITION; THENCE NORTH 25°35'56" EAST 633.44 FEET ALONG THE EASTERLY LINE OF SAID CHURCH ADDITION TO THE POINT OF BEGINNING.

CONTAINS 3.649 ACRES




ENT 68112008 PG 3 of 18

# ZONE DESIGNATION

# ATTACHMENT B

# ATTACHMENT C

7-4-07
PC Draft #3

## ANNEXATION AGREEMENT
## (Chidester Annexation)

This Agreement, made and entered into this 10 day of April 2007, by and between the City of American Fork, Utah, a Utah Municipal Corporation (hereafter referred to as "City"), and Sunquest LLC., and Lloyd Hansen, as trustee of the A & B Hansen Family Trust, owners of the real property proposed for annexation (hereafter referred to collectively as "Applicants"), is based on the following:

### RECITALS

**WHEREAS,** Applicants are the owner of certain parcels of privately owned real property situated within the boundary of the Chidester Annexation (as described on Attachment 1 of this Agreement), which parcels are located within the unincorporated territory of Utah County, but contiguous to the corporate boundary of City; and

**WHEREAS,** the real property within the Chidester Annexation (hereafter referred to as "Annexation Area") constitutes a portion of the territory for which a *Request to Initiate Annexation of Land Within an Island or Peninsula* has been previously received, a resolution of intent to annex has been enacted by the City Council (Resolution No. 06-12-40R), and the required public notices and hearings have been completed; and

**WHEREAS,** the real property within the Chidester Annexation constitutes a portion of an existing island of unincorporated territory as defined by Utah State law; and

**WHEREAS,** the City Council has determined that annexation of the real property within the Annexation Area is in the best interest of City and has indicated an intent to: (1) enact an ordinance of annexation relating thereto concurrently with the approval and execution of this Agreement and (2) authorize the recording of the annexation plat at the office of the Utah County Recorder, subject to those certain understandings as are more fully set forth in this Agreement and completion of all outstanding tasks identified herein or otherwise required prior to annexation.

### TERMS AND CONDITIONS

**NOW THEREFORE,** based on the above recitals and in consideration of the annexation to City of the Annexation Area, the parties covenant and agree as follows:

**SECTION 1.** The real property to which the terms of this Agreement apply shall be the private real property within the Annexation Area, and identified on Attachment 1 as the Chidester and Hansen parcels. Attachment 1 is hereby incorporated and made part of this Agreement.

**SECTION 2.** Applicants hereby acknowledge that City is not required to approve the Chidester Annexation and that the terms and conditions of annexation, as set forth herein, are

reasonable and entered into freely and voluntarily. Further, both Applicants, by virtue of the request for annexation, hereby acknowledge and agree that the benefit received from annexation of the parcel is equal to or greater than the terms, conditions and understandings of annexation set forth under this Agreement and the conditions of development imposed by City upon the property pursuant to the terms of City's Development Code and Impact Fee Ordinance, and does not constitute a taking as defined pursuant to the terms of UCA 10-9a-103(6), 1953, as amended.

**SECTION 3.** Applicants affirm that they are the sole owner of their respective parcels within the Annexation Area and have complete authority to enter into this Agreement and to bind the property hereto.

**SECTION 4.** City agrees that, pursuant to the terms of the annexation ordinance, the zone classification to be initially attached to the Annexation Area shall be a combination of the R-1-9000 and the R-1-12,000 Residential Zones, the boundaries of which shall be as set forth on the Zone District Identification Map (Attachment 3).

**SECTION 5.** City acknowledges that the purpose of the Annexation is to facilitate the subsequent development of the land for residential purposes. Applicants have provided an Annexation Concept Plan showing the intended development within the Annexation Area and adjacent lands (Attachment 4) consisting of 10 single-family dwelling lots, together with certain street and easement areas. The Annexation Concept Plan has been reviewed by the Planning Commission and determined by it to be generally consistent with the terms and intent of the Land Use, Transportation, Trails, Drainage and other elements of the General Plan and the proposed zone classification for the area. Provided, however, Applicants agree that the finding of general consistency shall not be construed as a final determination of suitability for development of the Annexation Area.

**SECTION 6.** Applicants have indicated an intent to develop the subdivision in two phases as set forth on the Annexation Concept Plan. Phase I consisting 8 lots is proposed to proceed immediately and Phase II consisting of 2 lots to take place in the future.

**SECTION 7.** Applicants agree that all further submissions for development approval of the Annexation Area including both phases will be in substantial compliance with the design of the Annexation Concept Plan, except that Applicants agree to make modification of the layout from that shown on the Annexation Concept Plan, if deemed necessary by City, to more adequately incorporate impacts relating to wetlands, drainage, height of water table, topography or other natural condition or any provision of the Sensitive Lands Ordinance which may be applicable to the Annexation Area. The conditions possibly requiring adjustments include, but are not limited to:

A. Results of the physical features evaluation and recommendations of the geotechnical study.

B. Limitations from the steep slope areas located on the property.

C. Limitations from high water table conditions and impact on underground water flows.

**SECTION 8.** Current City annexation policies require that all signatories to the petition convey to the City sufficient water right to meet the needs of the proposed development. The City has evaluated the water consumption data of similar uses and, based on the Annexation

Concept Plan, the amount of water right necessary to meet the anticipated needs of the Phase 1 area shall be 8.6 acre feet and for the Phase 2 Area 2.0 acre feet - a combined total of 10.6 acre feet. In the event that final development plans result in a different requirement, the City retains the right to require additional water right in the amount required to meet the additional demand.

**SECTION 9.** The water right conveyance requirement is to be satisfied as follows:

A. For Phase 1 Area.

1 Conveyance of 3 shares of American Fork Irrigation Company Stock, which stock is appurtenant to the Annexation Area (Certificate 6175) - (6 acre feet). A copy of the stock certificate evidencing ownership of the 3 shares is attached (Attachment 5) and Applicants agree to provide a reissued stock certificate, in the name of City, prior to recording of the annexation plat.

2.. Conveyance of .50 shares of American Fork Irrigation Company Stock, acquired in anticipation of development of the property ( Certificate 7017 _ ) - (1.0) acre feet. A copy of the stock certificate evidencing conveyance of the .50 shares is attached (Attachment 5) and City acknowledges receipt of the executed original.

3. An "existing dwelling credit" in the amount of 1 acre foot. 1.27

4. Conveyance of all right title and interest in and to an existing well appurtenant to the property, identified on the records of the Utah State Engineer as WUC #55-3324, having an estimated quantity of 2.54 acre feet. In furtherance of need to perfect this water right, a Change Application has been submitted to the Utah State Engineer requesting approval to allow the water under this water right to be used for municipal purposes and diverted from City's wells. A copy of the Change Application is attached (Attachment 6). A review of the record of the proposed water right indicates that, if fully approved for conversion to municipal use by the State Engineer, the amount conveyed under this well right, in combination with the other rights, would be sufficient to satisfy the requirements of the annexation. A copy of the form of the deed to be used to convey the water right to City following approval by the State Engineer is attached (Attachment 7). While the Change Application has been filed, the action of the State Engineer on the Change Application is uncertain. In the event that the Utah State Engineer shall act to limit the quantity to less than required to meet the anticipated amount, Applicants agree to provide additional water right, approved for municipal use within City, in the amount of any deficiency, in accordance with the water rights conveyance policy of the City.

In the event that Applicants desire to proceed with final approval of a subdivision for the Phase I are at prior to approval of the Change Application by the Utah State Engineer, City agrees to allow a conveyance of additional irrigation water right. At such time as the State Engineer shall thereafter act to approve the change application, City

agrees to reconvey or credit the Applicants for any surplus water rights amount previously conveyed.

B. For Phase 2 Area.

1 Conveyance of 1 share of American Fork Irrigation Company Stock, which stock is appurtenant to the Annexation Area (Certificate _____) - (2 acre feet). Applicant affirms that he has ownership of 1 share of American Fork Irrigation Company Stock and acknowledges an obligation to convey one share stock to the City prior to recording of the final plat of the Phase II or the issuance of a building permit for any development on the phase II area.

**SECTION 10.** No impact fees are required as a condition of annexation. However, nothing in this Agreement constitutes a waiver of any obligation that Applicant's or their successor(s) may have for the payment of impact fees required as a condition of development of the Annexation Area or any portion thereof. Applicants acknowledge that no development approval or building permit shall be issued until all applicable fees required by City ordinance have been paid at the amount then in effect.

**SECTION 11.** Should any of the parties default in the performance of any of the terms of this Agreement, the parties shall first seek mediation to resolve any defaulting performance. The defaulting party shall pay all costs and expenses, including mediation fees and/or reasonable attorney's fee, which may arise from enforcing this Agreement, whether such remedy is pursued by mediation and/or filing suit or otherwise.

**SECTION 12.** Any Notice to be given hereunder shall be given by certified mail, return receipt requested, addressed as follows:

a. If to City, to City of American Fork, 51 East Main Street, American Fork, Utah 84003

b. If to Applicants, to Sunquest LLC., P.O. Box 709102, Sandy Utah

**SECTION 12.** This Agreement constitutes the entire agreement between the parties and may be changed only in writing signed by all parties, and this agreement shall bind the heirs, assigns and successors in interest of the respective parties. If any party shall breach this Agreement, the other party shall be entitled to recover their attorneys fees and court costs in addition to other lawful damages resulting therefrom.

**IN WITNESS WHEREOF,** the parties have signed this Agreement on the date first mentioned above.

SUNQUEST LLC.

by:_____

its: Manager

AMERICAN FORK CITY

by: Heidi M. Thompson

Mayor

A & B HANSEN FAMILY TRUST

by: Lloyd W. Hansen

its:_____

ATTEST:

City Recorder

AMERICAN FORK CITY CORPORATE SEAL UTAH COUNTY STATE OF UTAH

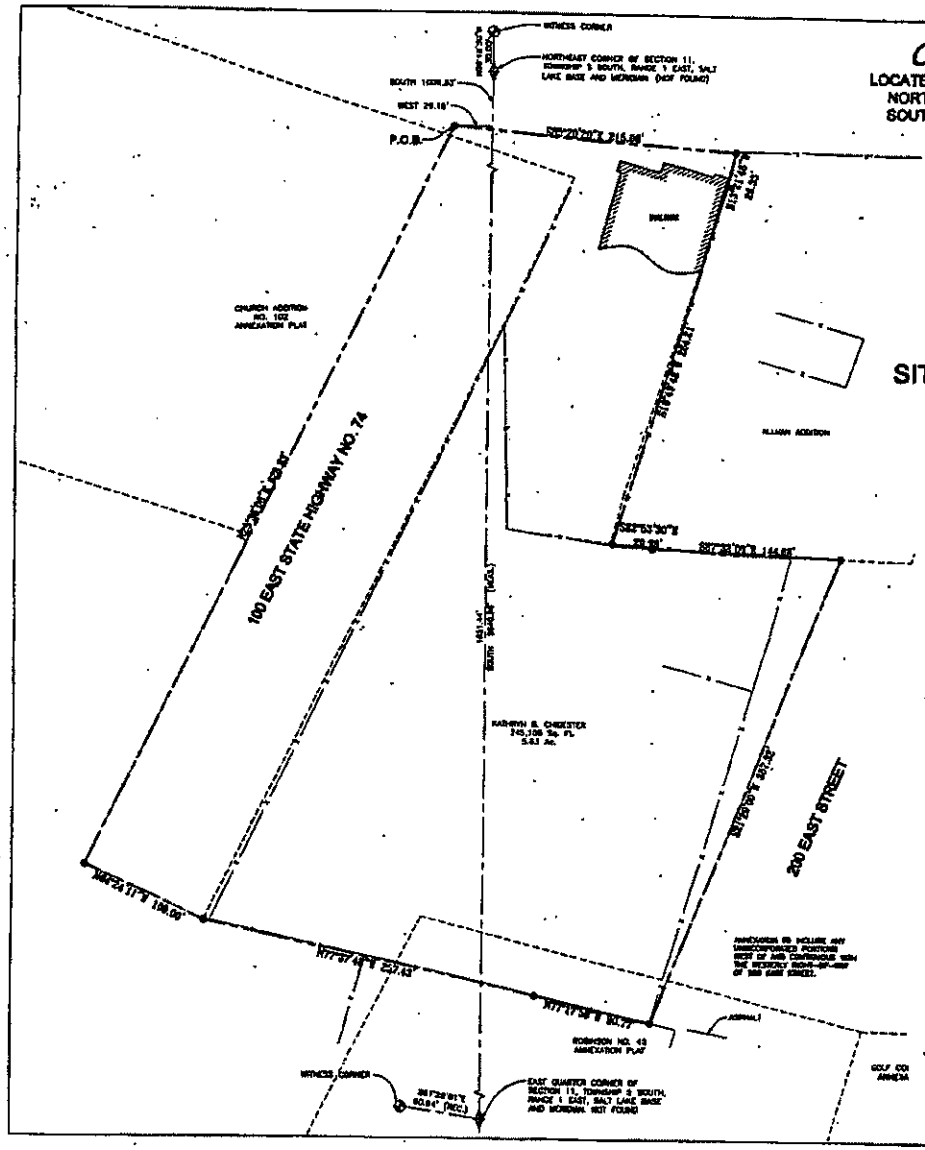
## LIST OF ATTACHMENTS

| | |
|---|---|
| **Attachment 1.** | Copy of Annexation Plat |
| **Attachment 2.** | Copy of Request to Initiate Annexation |
| **Attachment 3.** | Zone Designation Map |
| **Attachment 4.** | Annexation Concept plan |
| **Attachment 5.** | Copy of irrigation water rights conveyance documents |
| **Attachment 6.** | Copy of Change Application for well right |
| **Attachment 7.** | Copy of Deed of Conveyance for well water right (Form Only) |

7:20 pm
PH

# CHIDESTER ANNEXATION

LOCATED IN THE NORTHEAST QUARTER OF SECTION 11 AND NORTHWEST QUARTER OF SECTION 12 OF TOWNSHIP 5 SOUTH, RANGE 1 EAST, SALT LAKE BASE AND MERIDIAN




NORTH

GRAPHIC SCALE

SITE

VICINITY MAP

## LEGEND

- SECTION CORNER (FOUND)
- BOUNDARY CORNER
- [100.00] DISTANCE PER DEED
- S.L.CO. BRASS CAP MONUMENT (RING & LID)
- SECTION LINE
- BOUNDARY LINE
- ADJACENT PROPERTY
- STREET CENTERLINE EXISTING
- EX. FIRE HYDRANT

## ENGINEER'S CERTIFICATE

I HEREBY CERTIFY THAT THIS IS A TRUE AND ACCURATE MAP OF THE TRACT OF LAND TO BE ANNEXED TO AMERICAN FORK CITY, UTAH COUNTY, UTAH.

6-1-07
DATE

DARREN T. BUNCER

## PROPOSED BOUNDARY DESCRIPTION

COMMENCING SOUTH ALONG THE EAST LINE OF THE NORTH EAST QUARTER OF SECTION 11 TOWNSHIP 5 SOUTH, RANGE 1 EAST SALT LAKE BASE AND MERIDIAN 1328.83 FEET AND WEST 29.15 FEET FROM THE NORTHEAST CORNER OF SAID SECTION, RUNNING THENCE SOUTH 00°28'20" EAST 313.06 FEET; THENCE SOUTH 13°20'00" WEST 28.30 FEET; THENCE SOUTH 16°46'00" WEST 384.51 FEET; THENCE SOUTH 82°53'30" EAST 21.80 FEET; THENCE SOUTH 07°30'00" EAST 144.66 FEET MORE OR LESS TO 200 EAST STREET; THENCE SOUTH 21°20'00" WEST 397.33 FEET MORE OR LESS ALONG SAID STREET; THENCE NORTH 77°17'00" WEST 90.77 FEET; THENCE NORTH 77°37'40" WEST 237.41 FEET; THENCE NORTH 64°34'11" WEST 108.00 FEET MORE OR LESS TO STATE ROAD NO. 68 (HIGHWAY 74); THENCE NORTH 22°20'00" EAST 836.63 FEET MORE OR LESS ALONG SAID STREET TO THE POINT OF BEGINNING.

CONTAINS 8.17 ACRES

## ANNEXATION BY RESOLUTION ACCEPTANCE BY LEGISLATIVE BODY

WE, THE DULY ELECTED COUNCIL OF THE CITY OF AMERICAN FORK, UTAH, HAVE RECEIVED A REQUEST TO INITIATE PROCEEDINGS FOR THE ANNEXATION OF THE TRACT OF LAND SHOWN HEREON, WHICH TRACT CONSTITUTES A PORTION WITHIN OR CONTIGUOUS TO THE CITY, AND DO HEREBY CERTIFY: (1) THE COUNCIL HAS ADOPTED A RESOLUTION SETTING FORTH ITS INTENT TO ANNEX THE TRACT, PROVIDED NOTICE, AND CONDUCTED HEARINGS ON THE MATTER, AND ADOPTED AN ORDINANCE PROVIDING FOR THE ANNEXATION OF THE TRACT TO THE CITY, ALL IN ACCORDANCE WITH THE PROVISIONS OF THE SECTION 10-2-418 UTAH CODE ANNOTATED, AS AMENDED, AND (2) THAT THE COUNCIL DOES HEREBY APPROVE AND ACCEPT THE ANNEXATION OF THE TRACT OF LAND SHOWN HEREON AS A PART OF AMERICAN FORK CITY, TO BE KNOWN HEREAFTER AS THE _____ ANNEXATION.

DATED THIS _____ DAY OF _____

ATTEST: _____ CITY RECORDER

# ANNEXATION PLAT

# CHIDESTER ANNEXATION

DATED THIS _____ DAY OF _____

AMERICAN FORK CITY, UTAH COUNTY, UTAH
SCALE 1" = 40 FEET

BENCHMARK ENGINEERING AND LAND SURVEYING
PROFESSIONAL CIVIL ENGINEERING & LAND SURVEYING SERVICES
1100 SOUTH STATE STREET, PROVO, UTAH - (801) 863-9700

| SURVEYOR'S SEAL | NOTARY PUBLIC SEAL | CITY ENGINEER SEAL | CLERK RECORDER SEAL |
|---|---|---|---|
| DARREN T. BUNCER No. 155361 STATE OF UTAH | | | |

ATTACHMENT 1

REQUEST TO INITIATE ANNEXATION
OF LAND WITHIN IN AN ISLAND OR PENINSULA

DATE: 11/9/06

# EXHIBIT A

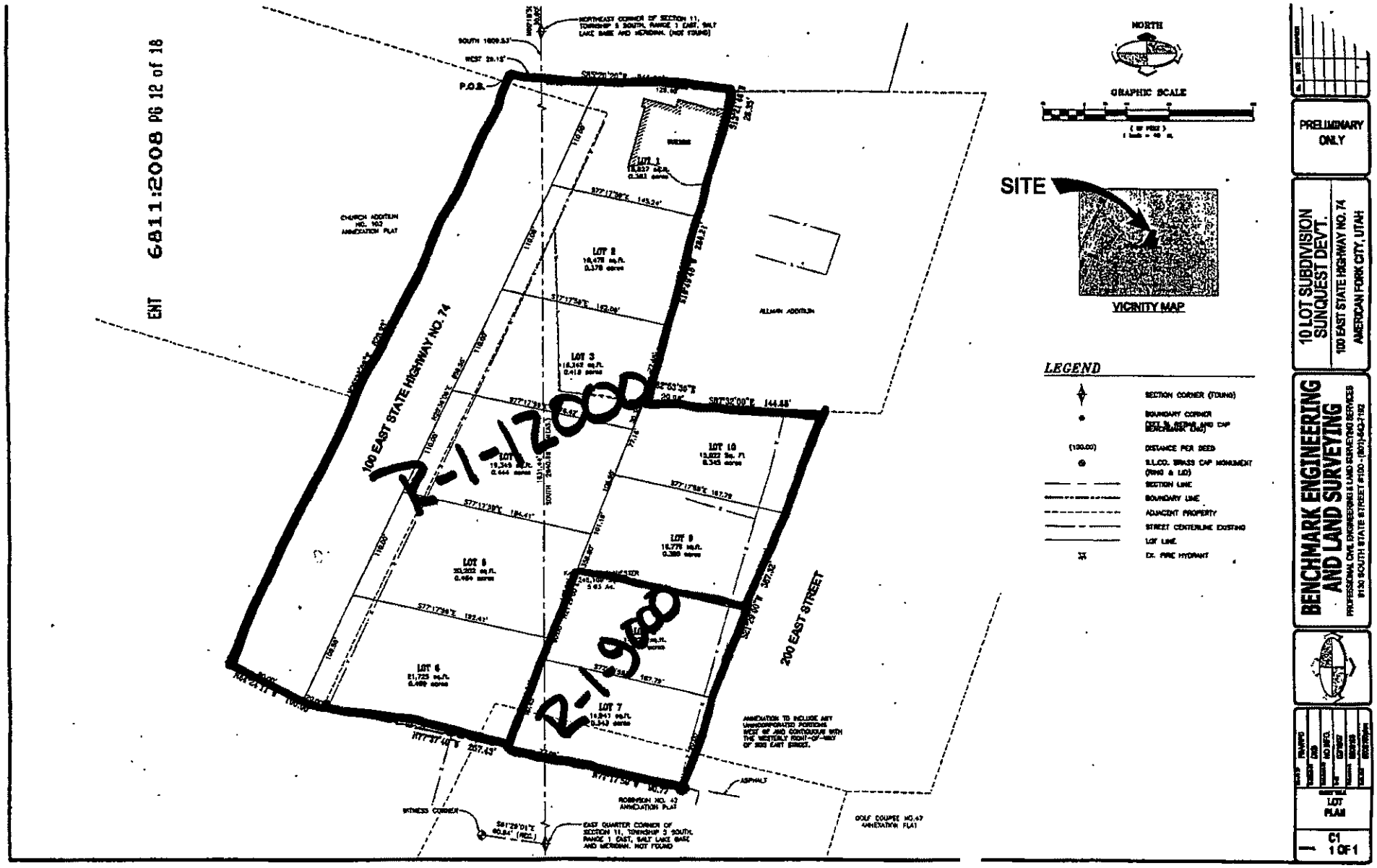
We the undersigned. by virtue of our signatures affixed hereto, do hereby request the City of American Fork, Utah, to annex the parcel(s) identified on the attached map, in accordance with the procedures for "Annexation Without Petition" as set forth under Section 10-2-418 of the Utah State Code.

We hereby further acknowledge and affirm as follows:

A. The majority of the area consists of residential or commercial development
B. The area requires delivery of municipal type services
C. American Fork City has provided most or all of the municipal type services to the area for at least one year.

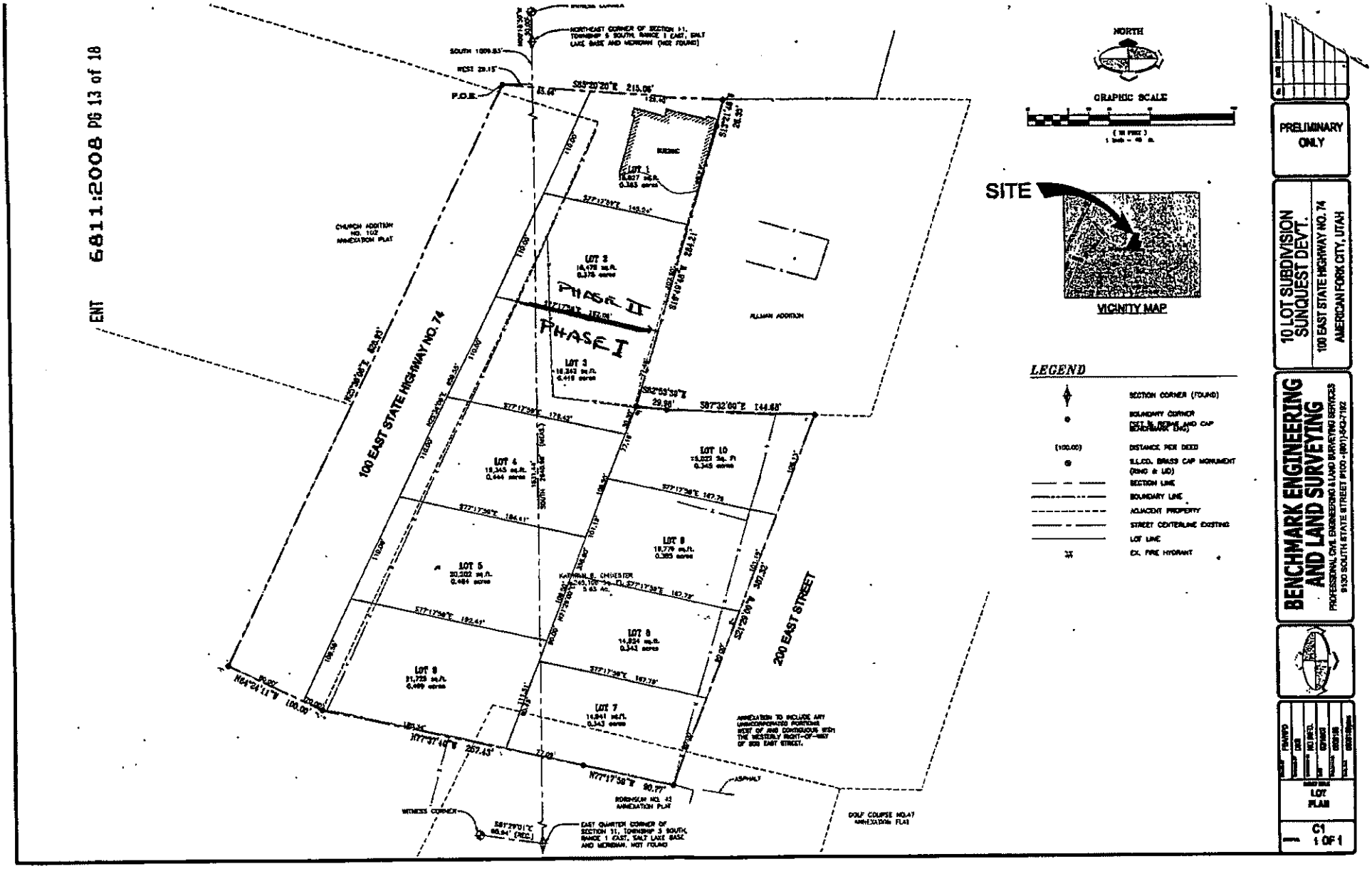
| Tax I.D. No. | Name(s) of Owner | Signature of Owner(s) |
|---|---|---|
| 12 059 0132 | KATHRYN B. CHIDESTER | Contract Holder |
| 12 062 0024 | Lloyd Hanse | On Behalf of Lloyd Hansen |
| 12-7- | Kathryn B Chidester | Kathryn B Chidester owner |

# ATTACHMENT 2




# ZONE DESIGNATION

ATTACHMENT 3




# ATTACHMENT 4

INCORPORATED UNDER THE LAWS OF THE STATE OF UTAH

NUMBER No. 9077

SHARES 3.00

# American Fork Irrigation Company

AMERICAN FORK, UTAH

PRIMARY SHARES, 7,000 AT $10.00 EACH
SECONDARY SHARES, 100 AT $8.00 EACH
THIRD CLASS SHARES, 2,900 AT $5.00 EACH
CAPITAL STOCK $85,300

**This Certifies that** American Fork City

is the owner of --- Three and zero hundredths -- Primary Shares of the Capital Stock of American Fork Irrigation Company Mitchell Ditch transferable only on the books of the Corporation by the holder hereof in person or by Attorney upon surrender of this Certificate properly endorsed.

IN WITNESS WHEREOF, the said Corporation has caused this Certificate to be signed by its duly authorized officers and its Corporate Seal to be hereunto affixed this Fifth day of June A.D. 2007

President

Secretary

ATTACHMENT 5

ENT 6811:2008 PG 14 of 18

© GOES 366

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

IN THE MATTER OF THE GENERAL DETERMINATION OF RIGHTS TO THE USE OF ALL WATER, BOTH SURFACE AND UNDERGROUND, WITHIN THE DRAINAGE AREA OF THE UTAH LAKE AND JORDAN RIVER IN UTAH, SALT LAKE, DAVIS, JUAB, SUMMIT, WASATCH AND SANPETE COUNTIES.

---

NOTE: Use this form to assert your water rights in the pending judicial adjudication. The State Engineer has made a hydrographic survey of this area, which includes your water rights and uses. Your receipt of this form constitutes notice to you that the survey has been completed and that your water user's claim is due within 90 days after you receive this form. Under Utah law, unless you timely complete and file this form, your water rights cannot be recognized and you may not be able to assert them further. File this form with the Clerk of the District Court, at Salt Lake City, Utah; and a copy with the State Engineer, 1636 West North Temple, Salt Lake City, Utah 84116.

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STATEMENT OF WATER USER'S CLAIM

WATER USER'S CLAIM NO. 55 - 3324 Map Number

1. OWNER INFORMATION
   Name: Wesley E. Childester
   Address: 1325 North 200 East
   American Fork, UT 84003
   Interest: 100%

2. PRIORITY OF RIGHT: 1923

3. QUANTITY OF WATER 0.013 cubic feet per second (CFS)

4. TYPE OF RIGHT
   Right to underground water initiated before 1935 Claim No. U13722

5. SOURCE: Underground Water Well
   DRAINAGE: Provo River
   POINT(S) OF DIVERSION: COUNTY: Utah
   (1) N. 1182 feet, E. 109 feet, from the W1/4 Corner of Section 12, Township 5 S, Range 1 E, SL B&M

6. NATURE, PERIOD, PURPOSE AND EXTENT OF USE

   Group 1: Claims used for purpose described: 3324
   Domestic from Jan 1 to Dec 31: 1 Family.
   Diversion any, each, or all claims; total yearly diversion under all claims mentioned .45 acre-feet.
   Stockwatering from Jan 1 to Dec 31: 3 animal units.
   Diversion any, each, or all claims; total yearly diversion under all claims mentioned .09 acre-feet.
   Irrigation from Apr 1 to Oct 31: Total Acres 0.50

| | | | North East Quarter | | | North West Quarter | | | South West Quarter | | | South East Quarter | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| TOWN | RANGE | SEC | NE1/4 | NW1/4 | SW1/4 | SE1/4 | NE1/4 | NW1/4 | SW1/4 | SE1/4 | NE1/4 | NW1/4 | SW1/4 | SE1/4 |
| 5 S | 1 E | 12 | | | | | | 0.50 | | | | | | |

All locations in Salt Lake Base and Meridian

diversion under

7. The undersigned hereby enters his appearance in this water adjudicatio and waives service of summons or other process.

STATE OF UTAH )
) SS.
COUNTY OF UTAH )

The undersigned swears on oath that he makes and certifies this water user's claim either as the claimant himself or as the duly-authorized agent of the claimant, that he has read and knows the contents of the claim, that he signs the same, and that the information supplied therein is true to the best of his knowledge and belief.

Wesley E. Chidester
Signature

Title: (Individual or Office)

Subscribed and sworn to before me this 21 day of July, 1987

Residing at: COMMISSION EXPIRES MARCH 22, 1991 RESIDING AT HIGHLAND, UT 84003
Commission expires:

Notary Public

**ATTACHMENT 6**

**Copy of Change Application for WUC#55-3324**

**(To be provided by Applicant)**

**SPECIAL WARRANTY DEED**
**(WATER)**

_____, of Utah County, Utah, Grantor, in consideration of the payment of the sum of ten dollars ($10) and other good and valuable consideration hereby conveys and warrants against all claiming by, through or under Grantor, to the City of American Fork, Utah, a municipal corporation of the State of Utah, Grantee, the following described water right in Utah County, Utah.

All right title and interest in and to the first _____ (__) acre feet of that certain water right identified on the records of the Utah State Engineer as Water User Claim No. 55-_____.

WITNESS the hand of said Grantor this ___ day of _____ 2007.

_____

STATE OF UTAH )

: ss.

COUNTY OF UTAH )

On the __ day of _____, 2007, personally appeared before me the undersigned, a Notary Public said county and state, _____, signer of the foregoing instrument, who is known to me and who acknowledged to me that he signed said document freely and voluntarily.

WITNESS my hand and official seal

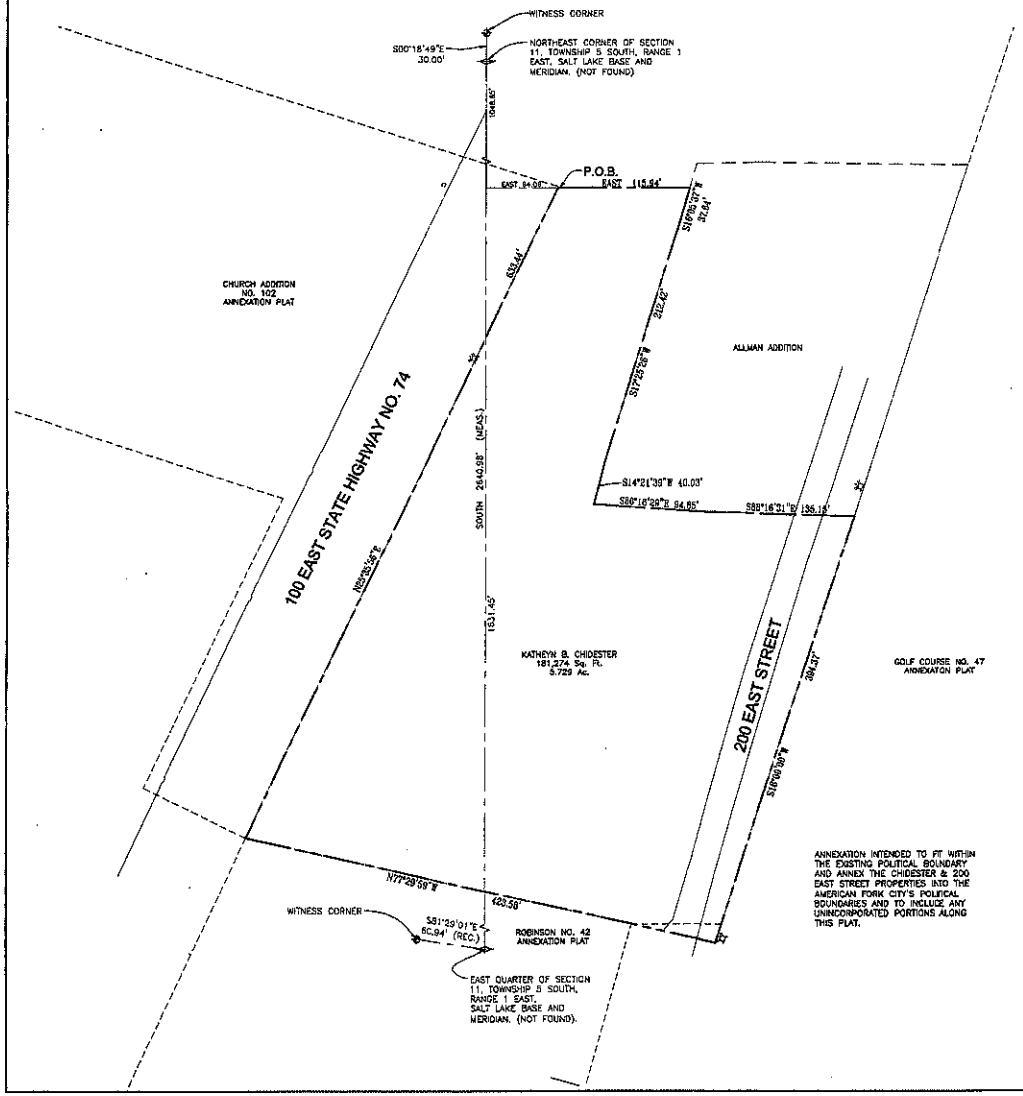
_____Notary Public
Residing at: _____

My commission expires:

_____

# CHIDESTER ANNEXATION

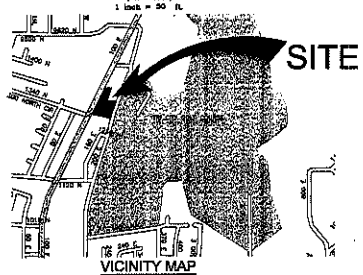
LOCATED IN THE NORTHEAST QUARTER OF SECTION 11 AND NORTHWEST QUARTER OF SECTION 12 OF TOWNSHIP 5 SOUTH, RANGE 1 EAST, SALT LAKE BASE AND MERIDIAN




NORTH

GRAPHIC SCALE

( IN FEET )
1 inch = 50 ft.




VICINITY MAP
N.T.S.

## LEGEND

- SECTION CORNER (FOUND)
- SECTION CORNER (NOT FOUND)
- (100.00) DISTANCE PER DEED
- S.L.CO. BRASS CAP MONUMENT (RING & LID)
- SECTION LINE
- BOUNDARY LINE
- ADJACENT PROPERTY
- FIRE HYDRANT

12612

## SURVEYOR'S CERTIFICATE

I HEREBY CERTIFICATE THAT THIS IS A TRUE AND ACCURATE MAP OF THE TRACT OF LAND TO BE AMENDED TO AMERICAN FORK CITY, UTAH COUNTY, UTAH.

1-11-08
DATE

ENGINEER / SURVEYOR

## POLITICAL BOUNDARY DESCRIPTION

BEGINNING AT THE NORTHEAST CORNER OF THE CHURCH ADDITION NO. 102 ANNEXATION PLAT ON FILE AT THE UTAH COUNTY RECORDER'S OFFICE, SAID POINT BEING SOUTH 1048.65 FEET MORE OR LESS ALONG THE SECTION LINE AND EAST 94.05 FEET MORE OR LESS FROM THE NORTHEAST CORNER OF SECTION 11, TOWNSHIP 5 SOUTH, RANGE 1 EAST, SALT LAKE BASE AND MERIDIAN, RUNNING THENCE EAST 115.95 FEET MORE OR LESS TO THE WESTERLY LINE OF THE ALLMAN ADDITION ANNEXATION PLAT ON FILE AT SAID COUNTY RECORDER; THENCE THE FOLLOWING FIVE (5) COURSES ALONG SAID PLAT, 1) SOUTH 16°05'37" WEST 37.64 FEET, 2) SOUTH 17°25'26" WEST 212.44 FEET, 3) SOUTH 14°21'39" WEST 40.03 FEET, 4) SOUTH 88°16'29" EAST 94.85 FEET, 5) SOUTH 88°16'31" EAST 135.15 FEET TO THE WESTERLY LINE OF THE GOLF COURSE NO. 47 ANNEXATION PLAT ON FILE AT SAID COUNTY RECORDER; THENCE SOUTH 18°00'00" WEST 394.37 FEET ALONG SAID LINE; THENCE NORTH 77°29'59" WEST 423.58 FEET TO AND ALONG THE ROBINSON NO. 42 ANNEXATION PLAT ON FILE AT SAID COUNTY RECORDER TO THE NORTHWEST CORNER OF SAID PLAT SAID POINT ALSO BEING THE SOUTHEAST CORNER OF SAID CHURCH ADDITION; THENCE NORTH 25°35'56" EAST 633.44 FEET ALONG THE EASTERLY LINE OF SAID CHURCH ADDITION TO THE POINT OF BEGINNING.

CONTAINS 3.649 ACRES

## ANNEXATION BY RESOLUTION ACCEPTANCE BY LEGISLATIVE BODY

WE, THE DULY ELECTED COUNCIL OF THE CITY OF AMERICAN FORK, UTAH, HAVE RECEIVED A REQUEST TO INITIATE PROCEEDURES FOR THE ANNEXATION OF THE TRACT OF LAND SHOWN HEREON, WHICH TRACT CONSTITUTES A PORTION OF AN EXISTING ISLAND OR PENINSULA WITHIN OR CONTIGOUS TO THE CITY, AND DO HEREBY CERTIFY: (1) THE COUNCIL HAS ADOPTED A RESOLUTION SETTING FORTH ITS INTENT TO ANNEX THE TRACT, PROVIDED NOTICE AND CONDUCTED HEARINGS ON THE MATTER, AND ADOPTED AN ORDINANCE PROVIDING FOR THE ANNEXATION OF THE TRACT TO THE CITY; ALL IN ACCORDANCE WITH THE PROVISION OF THE SECTION 10-2-418 UTAH CODE ANNOTATED, AS AMENDED, AND (2) THAT THE COUNCIL DOES HEREBY APPROVE AND ACCEPT THE ANNEXATION OF THE TRACT OF LAND SHOWN HEREON AS A PART OF AMERICAN FORK CITY, TO BE KNOWN HEREAFTER AS THE CHIDESTER ANNEXATION.

DATED THIS 10 DAY OF April 2007

Ruby Stone — Mike M. Johnson, Mayor
Dave Hunsaker — Trudi K. Rodebaugh
[illegible]

APPROVED: — CITY ENGINEER
ATTEST: [illegible] CITY RECORDER

# ANNEXATION PLAT

# CHIDESTER ANNEXATION

ENT 63101:2008 BK 9 PG 9
DONALD E. GUTTERSON
UTAH COUNTY, RECORDER
2008 JUL 18 11:40 am FEE 0.00 BY
REQUEST: AMERICAN FORK CITY

DATED THIS _____ DAY OF _____

AMERICAN FORK CITY, UTAH COUNTY, UTAH
SCALE 1" = 50 FEET

**BENCHMARK ENGINEERING AND LAND SURVEYING**
PROFESSIONAL CIVIL ENGINEERING & LAND SURVEYING SERVICES
9130 SOUTH STATE STREET #100, SANDY, UTAH - (801)-542-3[illegible]

| SURVEYOR'S SEAL | NOTARY PUBLIC SEAL | CITY ENGINEER SEAL | CLERK-RECORDER SEAL |
|---|---|---|---|
| 1-11-08 501183 KEVIN J. PETERSON | | | AMERICAN FORK CITY CORPORATE SEAL UTAH COUNTY STATE OF UTAH |

06081Bdna.dwg

Sec 10-11, T5S, R1E, SLB&M TO DCD

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 AMERICAN FORK CITY, dated July 10th, 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 AMERICAN FORK CITY, located in Utah 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 April, 2008 at Salt Lake City, Utah.

GARY R. HERBERT
Lieutenant Governor

AF City
51 E. Main
American Fork UT 84003

AN ORDINANCE

AN ORDINANCE AMENDING SECTION 1.12.010 OF THE REVISED ORDINANCES OF AMERICAN FORK CITY 1985, AS AMENDED, ANNEXING CERTAIN PROPERTIES TO AMERICAN FORK CITY AND ESTABLISHING ZONING CLASSIFICATION FOR SAID PROPERTY.

BE IT ORDAINED BY THE CITY COUNCIL OF AMERICAN FORK CITY, UTAH:

SECTION I. THAT THE FOLLOWING DESCRIBED REAL PROPERTY BE, AND THE SAME IS HEREBY ANNEXED TO AMERICAN FORK CITY, UTAH, THE CORPORATE LIMITS OF SAID CITY ARE HEREBY EXTENDED TO INCLUDE SAID DESCRIBED PROPERTY, AND SAID PROPERTY IS HEREBY DECLARED TO BE PART OF AMERICAN FORK CITY AND SHALL HENCEFORTH BE SUBJECT TO ALL OF THE ORDINANCES AND REGULATIONS THEREOF, AND THAT THE DESCRIPTION OF THE BOUNDARIES OF AMERICAN FORK CITY AS SET FORTH IN SECTION 1.12.010 OF THE REVISED ORDINANCES BE AMENDED TO INCLUDE THE FOLLOWING DESCRIBED PROPERTY TO-WIT:

ENT 38475:2008 PG 1 of 14
RANDALL A. COVINGTON
UTAH COUNTY RECORDER
2008 Apr 02 11:31 am FEE 0.00 BY SW
RECORDED FOR AMERICAN FORK CITY

ORDINANCE NO.
PROVIDENCE HEIGHTS ANNEXATION (1050 SOUTH 860 EAST)
SEE ATTACHMENT 'A'

SECTION II. THAT THE TERRITORY ANNEXED UNDER SECTION I ABOVE, IS HEREBY CLASSIFIED INTO THE GC-2, GENERAL COMMERCIAL ZONE AND SUBJECT TO THE TERMS AND CONDITIONS OF THE PROVIDENCE HEIGHTS ANNEXATION AGREEMENT AS PROVIDED IN ATTACHMENT 'B'.

SECTION III. THIS ORDINANCE SHALL TAKE EFFECT UPON ITS PASSAGE AND FIRST PUBLICATION. PASSED BY THE CITY COUNCIL OF AMERICAN FORK, THIS 10 DAY OF JULY, 2007.

HEBER M. THOMPSON, MAYOR

AMERICAN FORK CITY CORPORATE SEAL UTAH COUNTY STATE OF UTAH

ATTEST:

STATE OF UTAH
COUNTY OF UTAH

I, RICHARD M. COLBORN, CITY RECORDER OF AMERICAN FORK CITY, UTAH, DO HEREBY CERTIFY THE ABOVE AND FOREGOING TO BE A FULL, TRUE AND CORRECT COPY OF AN ORDINANCE AMENDING SECTION 1.12.010 OF THE REVISED ORDINANCES OF AMERICAN FORK CITY 1985, AMENDED, ANNEXING CERTAIN PROPERTIES TO AMERICAN FORK CITY AND ESTABLISHING ZONING CLASSIFICATION FOR SAID PROPERTY.

IN WITNESS WHEREOF, I HEREUNTO SET MY HAND AND AFFIX THE CORPORATE SEAL OF AMERICAN FORK, UTAH THIS 10 DAY OF JULY, 2007.

Received
APR 22 2008
Gary R. Herbert
Lieutenant Governor

RICHARD M. COLBORN, CITY RECORDER

ATTACHMENT A



# SURVEYORS CERTIFICATE

I, BARRY L. PETERSON DO HEREBY CERTIFY THAT I AM A PROFESSIONAL LAND SURVEYOR, AND THAT I HOLD CERTIFICATE NO. 166406 AS PRESCRIBED UNDER THE LAWS OF THE STATE OF UTAH. I FURTHER CERTIFY THAT THIS A TRUE AND ACCURATE MAP OF THE TRACT OF LAND TO BE ANNEXED INTO AMERICAN FORK CITY, UTAH COUNTY, UTAH.

# BOUNDARY DESCRIPTION

COMMENCING AT THE EAST 1/4 CORNER OF SECTION 25, AND RUNNING THENCE WEST A DISTANCE OF 401.56 FEET; THENCE NORTH A DISTANCE OF 58.09 TO THE POINT OF BEGINNING.

THENCE CONTINUE N71°58'00"W A DISTANCE OF 305.05 FEET; THENCE S89°55'00"W A DISTANCE OF 499.05 FEET; THENCE N49°53'00"W A DISTANCE OF 455.50 FEET; THENCE N02°51'37"E A DISTANCE OF 143.09 FEET; THENCE S89°50'30"E A DISTANCE OF 1123.18 FEET; THENCE S00°46'30"E A DISTANCE OF 527.04 FEET TO THE POINT OF BEGINNING CONTAINING 10.43 ACRES.

Barry L Prettyman — June 1, 2005

SURVEYOR — DATE

REGISTERED LAND SURVEYOR
BARRY L PRETTYMAN
#166406
STATE OF UTAH

# ACCEPTANCE BY THE LEGISLATIVE BODY

WE, THE DULY ELECTED COUNCIL OF THE CITY OF AMERICAN FORK, UTAH, HAVE RECEIVED A REQUEST TO INITIATE PROCEDURES FOR THE ANNEXATION OF THE TRACT

# ATTACHMENT B

CC approved draft
corrected

**ANNEXATION AGREEMENT**
**(Providence Heights Annexation)**

This Agreement, made and entered into this 10 day of July 2008, by and between The City of American Fork, Utah, a Utah Municipal Corporation (hereafter referred to as "City") and DGN Partners LLC.(hereafter referred to as "Applicant"), is based on the following:

## RECITALS

**WHEREAS,** Applicant is the owner of that certain parcel of privately owned real property situated within the boundary of the Providence Heights Annexation, identified and described on Attachment 1 as the "Roper Parcel". The Roper Parcel is located within the unincorporated territory of Utah County, but contiguous to the corporate boundary of City. An application requesting City to initiate annexation proceedings for annexation of the territory together with a map showing the area within the annexation (hereafter referred to as "Annexation Area") has been submitted. A copy of the *Request to Initiate Annexation of Land Within an Island or Peninsula* (Attachment 2) and the appurtenant annexation plat (Attachment 1) are attached hereto; and

**WHEREAS,** the area proposed for annexation constitutes a portion of an existing island or peninsula; and

**WHEREAS,** in accordance with the provisions of UCA 10-2-418, the American Fork City Council has heretofore adopted Resolution No. 05-06-24R indicating its intent to annex the entire Annexation Area. Further, notice of hearing regarding the proposed annexation has been published and the public hearing thereon held. No protests to the annexation have been received; and

**WHEREAS,** The City Council has determined that annexation of the real property described on Attachment 1 is in the best interest of City and has indicated an intent to: (1) enact an ordinance of annexation relating thereto, concurrently with the approval and execution of this Agreement, and (2) authorize the recording of the annexation plat at the office of the Utah County Recorder, subject to those certain understandings as are more fully set forth in this Agreement and completion of all outstanding tasks identified herein or otherwise required prior to annexation.

## TERMS AND CONDITIONS

**NOW THEREFORE,** based on the above recitals and in consideration of the annexation of the territory described in Attachment 1 to City, the parties covenant and agree as follows:

**SECTION 1.** The real property to which the terms of this Agreement apply shall be the parcel of private property within the Annexation Area, set forth on Attachment 1, which is, by this reference, made part of this Agreement.

**SECTION 2.** Applicant and City acknowledge that City is not required to approve the annexation and that the terms and conditions of annexation, as set forth herein, are reasonable and entered into freely and voluntarily. Further, Applicant hereby acknowledges and agrees that the benefit received from annexation of the property is equal to or greater than the requirements and conditions of development as set forth in this Agreement and as required by the terms of City's Development Code and Impact Fee Ordinance.

**SECTION 3.** Applicant hereby affirms that it is the current sole owner of the privately owned parcel identified on Attachment 1 and has complete authority to enter into this Agreement and to bind the properties hereto.

**SECTION 4.** The north and west boundary of the property are adjacent to the North Valley Business Park and the southern boundary is adjacent to commercial lands located within the GC-2. The Land Use Element of the General Plan for the area shows the property located north of Sam White Lane within the Planned Community designation. The initial zone classification for the Annexation Area shall be the GC-2 Commercial Zone and the I-15 Corridor Sign Location Zone.

**SECTION 5.** As part of the request for annexation, Applicant has submitted an Annexation Concept Plan (Attachment 3) showing the intended development within the Annexation Area as a combination of office buildings (3) and one commercial structure. The City Council has reviewed the proposed Annexation Concept Plan and determined that the proposed uses, density of development and style of proposed dwellings are in general compliance with the intent of the Planned Community designation of the General Plan and represents a plan which qualifies as a "logical extension of the primary design for the area". The finding of general compliance is conditioned upon the understanding that all future submittals will substantially conform with the term of the Annexation Concept Plan. Applicant hereby agrees that the City may require adjustments to the Annexation Concept Plan to conform to City Ordinances or the specific terms of the sensitive lands ordinance.

**SECTION 6.** City acknowledges that the purpose of the Annexation is to facilitate the subsequent development of the land as a combination office and commercial development. Applicant acknowledges that portions of the Annexation Area may have significant physical limitations for development including, but not necessarily limited to, the possibility of jurisdictional wetlands, liquefaction potential, high water table, unstable soils and the presence of historic open drains (sloughs) which require the need for more definitive studies to determine suitability of the area for development. In furtherance of securing annexation and development approval, Applicant agrees to provide a geotechnical study report and other documents covering the Annexation Area, identifying certain natural conditions, indicating any areas that may be unsuitable for development and providing recommendations for mitigation. All further submissions for development approval within the Annexation Area will incorporate impacts relating to wetlands, drainage or other natural condition identified in the geotechnical report and as set forth in the criteria for development on sensitive lands within City, including but not limited to:

A. Impact of Jurisdictional Wetland Areas. Applicant acknowledges that a portion of the Annexation has been delineated as wetland. A final determination of the wetland status of the lands within the Annexation Area will be required by the U.S. Army Corps of Engineers and/or the Utah State Engineer. Any development plan shall require evidence of approval by the appropriate approval authority prior to any approval by City.

B. Impact of Drainage Facilities. The Annexation Area contains or is bordered by extensive drainage facilities. Relocation and improvement of the sloughs and one or more of the several on-site land drains in the Annexation Area is probable in order to better accommodate the construction of adjacent roads and utilities. Any proposed change to the drainage facilities should be consistent with the Drainage Element of the General Plan.

C. Preservation of Water Quality and Rates of Flow. Development of the Annexation Area will effect the quality and rate of flow of storm water generated from the Annexation Area. Any proposal for development within the Annexation Area shall include provisions and facilities for the preservation of historic stream flows and water quantity and also a waiver, consent or other evidence of acceptability from downstream users regarding the proposed facilities and program.

D. Preservation of Downstream Water Rights. A review of water rights data indicate that there are several holders of water right claims to the flows of streams downstream of the Annexation Area. Any proposal for development of the Annexation Area shall include a waiver or consent by all holders of downstream water rights.

E. Impact on Underground Water Flows. Any development plan should include provisions which preserve the historic underground water flows.

**SECTION 7.** City has determined that 860 East Street, which runs adjacent to the eastern boundary of the Annexation Area has insufficient width to safely accommodate anticipated traffic levels. As a condition of annexation, Applicant hereby agrees to convey to City the right-of way required for widening of 860 East Street, following the alignment of the adjacent parcel on the north. The approximate location of the area to being conveyed for street widening purposes is shown on Attachment 3. Applicant agrees to convey the right-of-way area required for development of 860 East Street and to convey such area as a dedication on the final plat.

**SECTION 8.** Current City annexation policies require that all signatories to the petition convey to City sufficient water right to meet the needs of the proposed development. Based on the terms of the Annexation Concept Plan, the amount of water right required to meet the requirements of the project area is estimated at approximately 28 acre feet, determined as follows:

| | | |
|---|---|---|
| 1. | Building 1 (four stories) | 6 ac.ft. |
| 2. | Building 2 (four stories) | 6 ac.ft. |
| 3. | Building 3 (five stories) | 8 ac.ft. |
| 4 | Building 4 (general commercial). | 4 ac.ft |
| 5. | Park and common area | 4 ac.ft. |

In the event that final development plans result in a conveyance requirement which exceeds the amount provided, City retains the right to require additional water right in the amount necessary to meet the additional demand as a condition of development approval.

**SECTION 9.** The water right conveyance requirement is to be satisfied through the conveyance of a portion of an existing well right appurtenant to the premises and identified on the records of the Utah State Engineer as Water User Claim No. 55-1462. City has preliminarily reviewed the water right proposed for conveyance and concluded that the amount of water represented by the right is equal to or greater than the amount required if approved for municipal

use by the Utah State Engineer. Applicant has submitted a change application to the Utah State Engineer for the purpose of quantifying the amount of water under WUC #55-1462 and securing approval of a change to municipal use from the City-owned sources (Attachment 5). In the event that the Utah State Engineer shall deny the request for change or shall reduce the quantity available under the right to an amount less than the amount to meet the needs of the project, Applicant agrees to provide additional water right, approved for municipal use by City, in the amount of any shortfall. City agrees to delay the actual time of conveyance of water right until the time of final approval of each building. In the event that the Utah State Engineer shall act to approve an amount greater than required to meet the requirements of the project, City agrees to release any claim it may have to such portion not required to meet the needs of the project.

**SECTION 10.** No impact fees are required as a condition of annexation. However, nothing in this Agreement constitutes a waiver of any obligation that Applicant or any successor may have for the payment of impact fees required as a condition of development of the Annexation Area or any portion thereof. Applicant acknowledges that no development approval or building permit shall be issued until all applicable fees required by City ordinance have been paid at the amount then in effect.

**SECTION 11.** Should any of the parties default in the performance of any of the terms of this Agreement, the parties shall first seek mediation to resolve any defaulting performance. The defaulting party shall pay all costs and expenses, including mediation fees and/or reasonable attorney's fee, which may arise from enforcing this Agreement, whether such remedy is pursued by mediation and/or filing suit or otherwise.

**SECTION 12.** Any notice to be given hereunder shall be given by certified mail, return receipt requested, addressed as follows:

a. If to City, to the City of American Fork, 51 East Main Street, American Fork, Utah 84003.

b. If to Applicant, to DGN Partners, LLC, 1909 West State Road #250, Pleasant Grove, Utah.

**SECTION 13.** This Agreement constitutes the entire agreement between the parties and may be changed only in writing signed by all parties, and this agreement shall bind the heirs, assigns and successors in interest of the respective parties. If any party shall breach this Agreement, the other party shall be entitled to recover their attorneys fees and court costs in addition to other lawful damages resulting therefrom.

**IN WITNESS WHEREOF,** the parties have signed this agreement on the date first mentioned above.

DGN PARTNERS LLC

By: Bret D. Nelson
Its: MANAGER

AMERICAN FORK CITY

Heber M. Thompson
Mayor

ATTEST:

City Recorder

AMERICAN FORK CITY CORPORATE SEAL UTAH COUNTY STATE OF UTAH

## LIST OF ATTACHMENTS

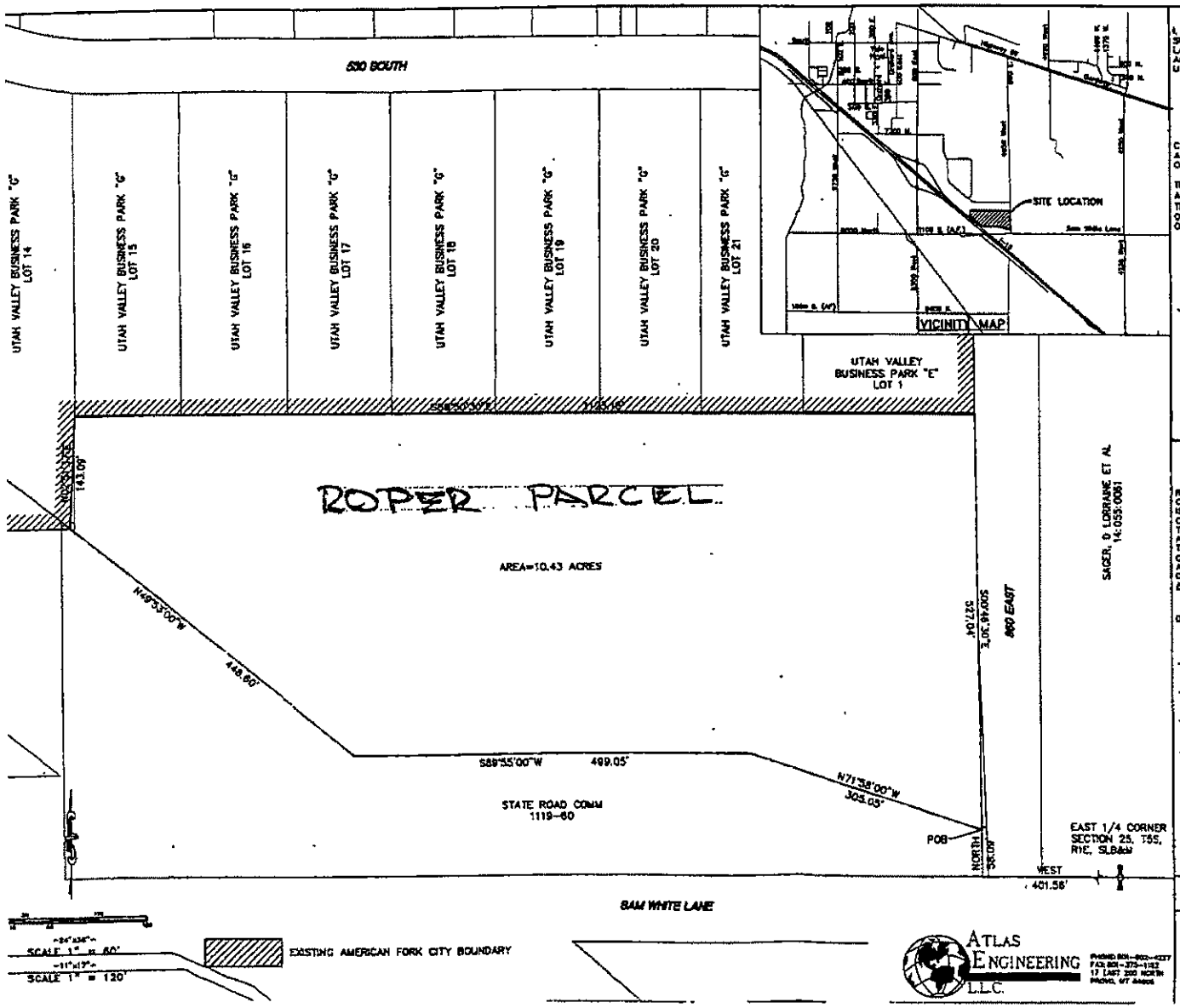
**Attachment 1.** Copy of Annexation Plat

**Attachment 2.** Copy of Request to Initiate Annexation

**Attachment 3.** Copy of Annexation Concept Plan

**Attachment 4.** Copy of Change Application submitted to Utah State Engineer

# ATTACHMENT 1




## SURVEYORS CERTIFICATE

I, BARRY L. PETERSON DO HEREBY CERTIFY THAT I AM A PROFESSIONAL LAND SURVEYOR, AND THAT I HOLD CERTIFICATE NO. 164408 AS PRESCRIBED UNDER THE LAWS OF THE STATE OF UTAH. I FURTHER CERTIFY THAT THIS A TRUE AND ACCURATE MAP OF THE TRACT OF LAND TO BE ANNEXED INTO AMERICAN FORK CITY, UTAH COUNTY, UTAH.

## BOUNDARY DESCRIPTION

COMMENCING AT THE EAST 1/4 CORNER OF SECTION 25, AND RUNNING THENCE WEST A DISTANCE OF 401.58 FEET; THENCE NORTH A DISTANCE OF 38.09 TO THE POINT OF BEGINNING.

THENCE CONTINUE N71°58'00"W A DISTANCE OF 305.05 FEET; THENCE S89°55'00"W A DISTANCE OF 499.05 FEET; THENCE N49°53'00"W A DISTANCE OF 448.60 FEET; THENCE N03°51'37"E A DISTANCE OF 143.09 FEET; THENCE S89°50'30"E A DISTANCE OF 1133.15 FEET; THENCE S00°46'30"E A DISTANCE OF 527.04 FEET TO THE POINT OF BEGINNING CONTAINING 10.43 ACRES.

SURVEYOR DATE

## ACCEPTANCE BY THE LEGISLATIVE BODY

WE, THE DULY ELECTED COUNCIL OF THE CITY OF AMERICAN FORK, UTAH, HAVE RECEIVED A REQUEST TO INITIATE PROCEDURES FOR THE ANNEXATION OF THE TRACT OF LAND SHOWN HEREON, WHICH TRACT CONSTITUTES A PORTION OF AN EXISTING ISLAND OR PENINSULA WITHIN OR CONTIGUOUS TO THE CITY, AND DO HEREBY CERTIFY: (1) THE COUNCIL HAS ADOPTED A RESOLUTION SETTING FORTH ITS INTENT TO ANNEX THE TRACT, PROVIDED NOTICE AND CONDUCTED HEARINGS ON THE MATTER, AND ADOPTED AN ORDINANCE PROVIDING FOR THE ANNEXATION OF THE TRACT TO THE CITY, ALL IN ACCORDANCE WITH THE PROVISIONS OF SECTION 10-2-418 UTAH CODE ANNOTATED, AS AMENDED, AND (2) THAT THE COUNCIL DOES HEREBY APPROVE AND ACCEPT THE ANNEXATION OF THE TRACT OF LAND SHOWN HEREON AS A PART OF AMERICAN FORK CITY, TO BE KNOWN HERE AFTER AS THE PROVIDENCE HEIGHTS ANNEXATION

DATED THIS _____ DAY OF _____ 2005

CLERK RECORDER DATE

## ANNEXATION PLAT

# PROVIDENCE HEIGHTS ANNEXATION

AMERICAN FORK CITY, UTAH COUNTY, UTAH

ENT 38475:2008 PG 8 of 14

# ATTACHMENT 2



EXHIBIT A

**REQUEST TO INITIATE ANNEXATION**
**OF LAND WITHIN IN AN ISLAND OR PENINSULA**

**DATE:** 12 May 2005

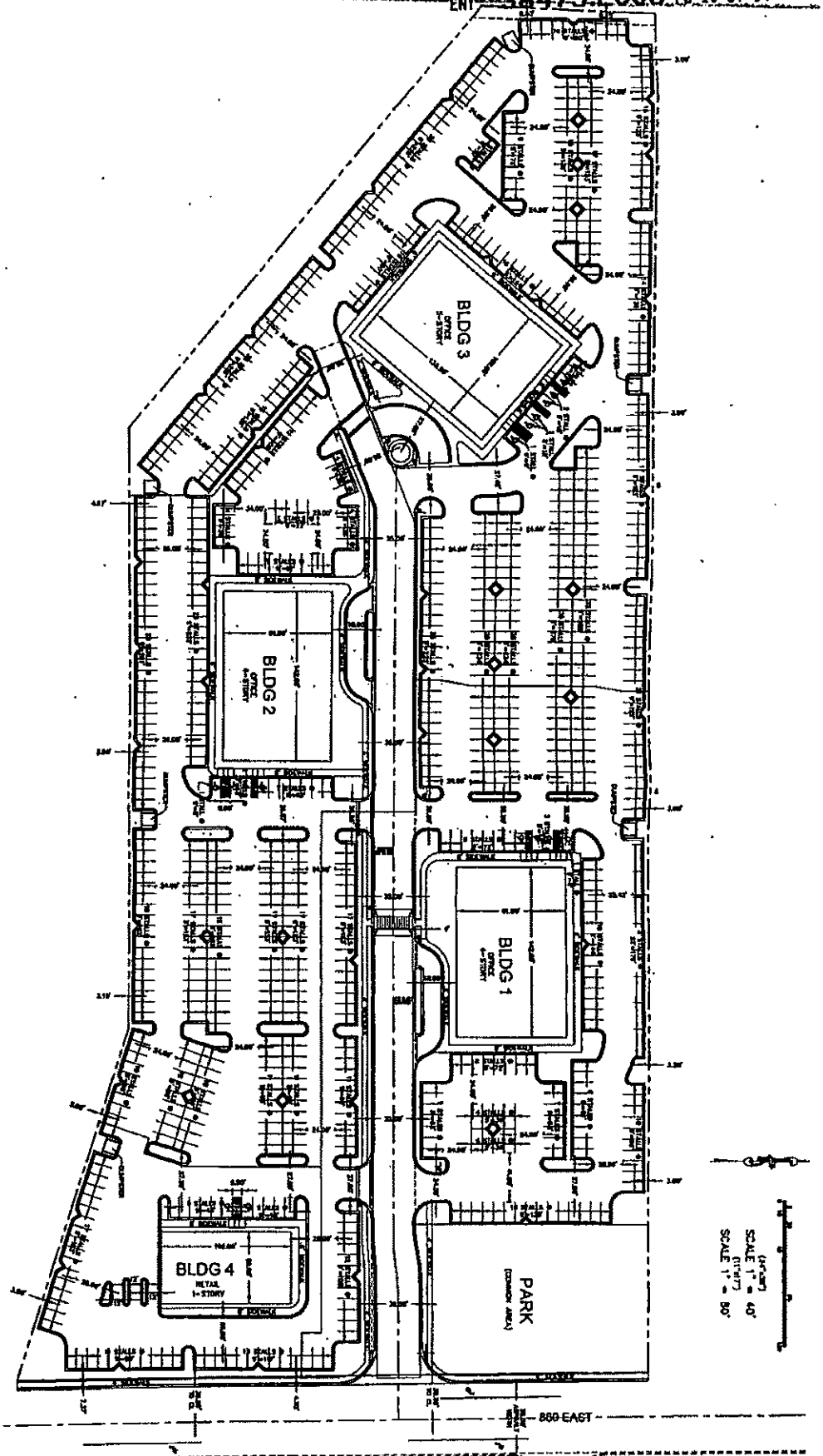
We the undersigned, by virtue of our signatures affixed hereto, do hereby request the City of American Fork, Utah to annex the parcel(s) identified on the attached map in accordance with the procedures for "Annexation Without Petition" as set forth under Section 10-2-418 of the Utah State Code.

We hereby further acknowledge and affirm as follows:

A. The majority of the area consists of residential or commercial development.
B. The area requires delivery of municipal type services.
C. American Fork City has provided most or all of the municipal type services to the area for at least one year.

| Tax I.D. No. | Name(s) of Owner | Signature of Owner(s) |
|---|---|---|
| [illegible] | [illegible] | [illegible] |
| [illegible] | [illegible] | [illegible] |

# ATTACHMENT 3




ESPLANADE CORPORATE CENTER

A COMMERCIAL DEVELOPMENT

ATLAS ENGINEERING

PHONE: 801-655-0556
FAX: 801-655-0109

DIMENSION PLAN

SHEET:

5

# APPLICATION FOR PERMANENT CHANGE OF WATER

Rec. by BC

Fee Amt. $100.00

Receipt # 07-05352

## ATTACHMENT 4 STATE OF UTAH

For the purpose of obtaining permission to make a permanent change of water in the State of Utah, application is hereby made to the State Engineer, based upon the following showing of facts, submitted in accordance with the requirements of Section 73-3-3 Utah Code Annotated 1953, as amended.

CHANGE APPLICATION NUMBER: a33624

WATER RIGHT NUMBER: 55-1462

(c6082RTARANTI)

**********

This Change Application proposes to change the POINT(S) OF DIVERSION, PLACE OF USE, and NATURE OF USE.

**********

RECEIVED
OCT 11 2007
BC WATER RIGHTS
SALT LAKE

1. OWNERSHIP INFORMATION.

A. NAME: DGN Partners, LLC
ADDRESS: ATTN: Steve Davies
1909 West State Road, #250
Pleasant Grove, UT 84062

INTEREST: 100%

NAME: American Fork City
ADDRESS: ATTN: Rodney Despain (City Planner)
51 East Main Street
American Fork Utah 84003

INTEREST: 0%

B. PRIORITY OF CHANGE:

FILING DATE:

C. EVIDENCED BY: 55-1462 (D977)

DESCRIPTION OF CURRENT WATER RIGHT:

2. SOURCE INFORMATION.

A. QUANTITY OF WATER: 41.42 acre-feet

B. SOURCE: Underground Water Wells

COUNTY: Utah

C. POINT(S) OF DIVERSION.

POINTS OF DIVERSION -- UNDERGROUND:

(1) N 581 feet W 1,520 feet from E¼ corner, Section 25, T 5S, R 1E, SLBM
WELL DIAMETER: 6 inches WELL DEPTH: 193 feet

(2) N 577 feet W 619 feet from E¼ corner, Section 25, T 5S, R 1E, SLBM
WELL DIAMETER: 5 inches WELL DEPTH: 167 feet

(3) N 576 feet W 953 feet from E¼ corner, Section 25, T 5S, R 1E, SLBM
WELL DIAMETER: 2 inches WELL DEPTH: 110 feet

3. **WATER USE INFORMATION.**

IRRIGATION: from Apr 1 to Oct 31. IRRIGATING: 10.2500 acres.

STOCKWATERING: from Jan 1 to Dec 31. EQUIVALENT LIVESTOCK UNITS: 15.0000.

*----------*

4. **PLACE OF USE.**

(Which includes all or part of the following legal subdivisions:)

| BASE | TOWN | RANG | SEC | NORTH-WEST¼ NW | NE | SW | SE | | NORTH-EAST¼ NW | NE | SW | SE | | SOUTH-WEST¼ NW | NE | SW | SE | | SOUTH-EAST¼ NW | NE | SW | SE |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| SL | 5S | 1E | 25 | | | | | *** | | | X | X | *** | | | | | *** | | | | |

*----------*

* **THE FOLLOWING CHANGES ARE PROPOSED:** *

*----------*

5. **SOURCE INFORMATION.**

A. **QUANTITY OF WATER:** 41.42 acre-feet

B. **SOURCE:** Underground Water Wells (8) existing **COUNTY:** Utah

C. **POINT(S) OF DIVERSION.** Changed as Follows:

**POINTS OF DIVERSION -- UNDERGROUND:**

(1) N 69 feet E 2,269 feet from SW corner, Section 36, T 4S, R 1E, SLBM
WELL DIAMETER: 16 inches WELL DEPTH: 555 feet
COMMENT: Alpine Country Club Well

(2) N 31 feet E 1,492 feet from SW corner, Section 01, T 5S, R 1E, SLBM
WELL DIAMETER: 20 inches WELL DEPTH: 478 feet
COMMENT: Race Track Well

(3) S 2,106 feet E 1,300 feet from NW corner, Section 01, T 5S, R 1E, SLBM
WELL DIAMETER: 16 inches WELL DEPTH: 555 feet
COMMENT: Boley Well

(4) N 34 feet E 94 feet from S¼ corner, Section 12, T 5S, R 1E, SLBM
WELL DIAMETER: 16 inches WELL DEPTH: 413 feet
COMMENT: 6th East Well

(5) N 1,587 feet E 998 feet from W¼ corner, Section 12, T 5S, R 1E, SLBM
WELL DIAMETER: 16 inches WELL DEPTH: 432 feet
COMMENT: Tri-City Golf Course Well

(6) N 1,677 feet W 2,151 feet from S¼ corner, Section 13, T 5S, R 1E, SLBM
WELL DIAMETER: 20 inches WELL DEPTH: 490 feet
COMMENT: Hospital Well

(7) N 131 feet E 1,684 feet from W¼ corner, Section 14, T 5S, R 1E, SLBM
WELL DIAMETER: 16 inches WELL DEPTH: 902 feet
COMMENT: J.C. Park Well

(8) N 1,309 feet W 8 feet from S¼ corner, Section 07, T 5S, R 2E, SLBM
WELL DIAMETER: 12 inches WELL DEPTH: 363 feet
COMMENT: Warnick Well

D. **COMMON DESCRIPTION:** American Fork Municipality

6. **WATER USE INFORMATION.** Changed as Follows:

MUNICIPAL: from Jan 1 to Dec 31. American Fork.

7. **PLACE OF USE.** Changed as Follows:

The Service Area of American Fork

(Which includes all or part of the following legal subdivisions:)

| BASE | TOWN | RANG | SEC | NORTH-WEST¼ NW | NE | SW | SE | *** | NORTH-EAST¼ NW | NE | SW | SE | *** | SOUTH-WEST¼ NW | NE | SW | SE | *** | SOUTH-EAST¼ NW | NE | SW | SE |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| SL | 5S | 1E | 01 | | | | | | | | | | | | | | | | | | | |

8. **EXPLANATORY.**

It is the intent of this application to quantify the extent of the right in preparation for transfer of ownership to the City in satisfaction of the City's water rights conveyance requirements. Under the change the point of diversion for the water rights under the Diligence Claim #55-1462 will be changed to include the municipal wells owned by American Fork City which have significantly greater pumping capacity than the rights currently assigned to them.

9. **SIGNATURE OF APPLICANT(S).**

The undersigned hereby acknowledges that even though he/she/they may have been assisted in the preparation of the above-numbered application, through the courtesy of the employees of the Division of Water Rights, all responsibility for the accuracy of the information contained herein, at the time of filing, rests with the applicant(s).

DGN Partners, LLC

American Fork City

RECEIVED
NOV 14 2007
WATER RIGHTS
SALT LAKE

# Proof of Publication

Jennette Esplin being first duly sworn according to law, disposes and says that she is the Office Manager of **North County Newspapers**, a weekly newspaper printed and published at Pleasant Grove, Utah County, Utah and of general circulation therein; that the Notice, a copy of which is hereto attached, was printed and published in said paper.

for _____ TWO _____ consecutive week
the first publication on the _____ 25 _____ day
of _____ OCTOBER _____ 2007
And the last on the _____ 1 _____ day
of _____ NOVEMBER _____ 2007

## NOTICE TO WATER USERS

The State Engineer received the following Application(s) in Utah County (Locations in SLB&M).
For more information or to receive a copy of filings, visit http://waterrights.utah.gov or call 1-866-882-4426. Persons objecting to an application must file a CLEARLY READABLE protest stating FILING NUMBER, REASONS FOR OBJECTION, PROTESTANTS' NAME AND RETURN ADDRESS,and any request for a hearing. Protest must be filed with the
State Engineer, Box 146300, Salt Lake City, UT 84114-6300 on or before NOVEMBER 21, 2007. These are informal proceedings as per Rule
R655-6-2 of the Division of Water Rights. (The Period of Use is generally year-round except irrigation which is generally from Apr 1 to Oct 31 each year.)

CHANGE APPLICATION(S)
**57-10375(a33353):** Central Utah Water Conservancy District, East Jordan Irrigation Company propose(s) using 2005.0 ac-ft. from groundwater (Saratoga Springs Sevice Area) for MUNICIPAL: In Saratoga Springs.

**54-1229(a33476):** WW Ranches, LC, Eagle Mountain City propose(s) using 731.18 ac-ft. from groundwater (Eagle Mountain City) for MUNICIPAL: In Eagle Mountain.

**55-1462(a33624):** American Fork City, DGN Partners, LLC propose(s) using 41.42 ac-ft. from groundwater (American Fork Municipality) for MUNICIPAL: In American Fork.

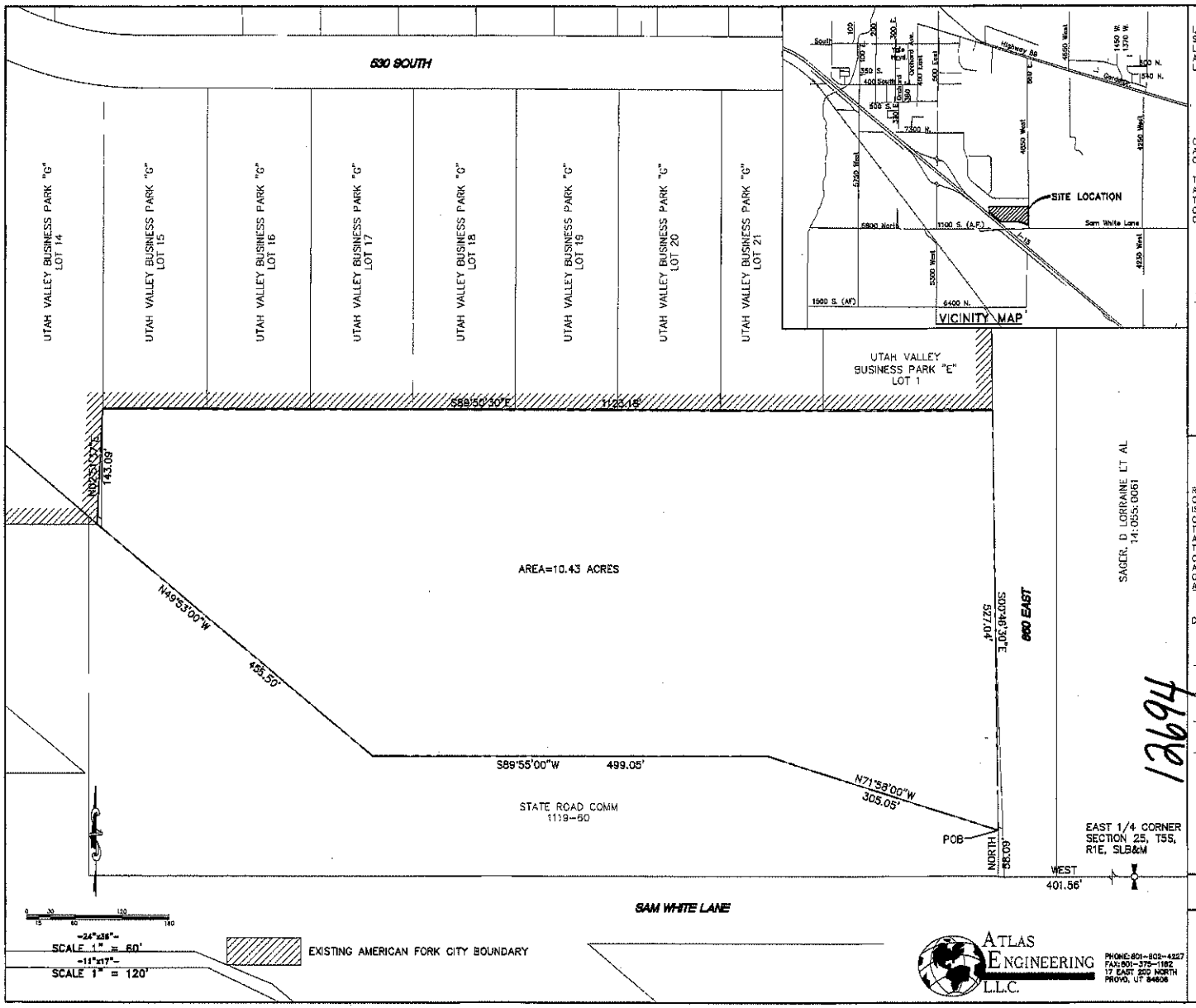
**54-226(a33636):** Scott C. and Julie A. McLachlan propose(s) using 83.24 ac-ft. from groundwater (2 Miles SE of Camp Williams) for IRRIGATION;STOCKWATERING; DOMESTIC.

EXTENSION(S)
**55-8236(a16480):** Oldcastle MMG Inc. is/are filing an extension for 1.0 cfs or 96.0 ac-ft. from groundwater (0.5 mi NE of Camp Williams) for OTHER: Washing aggregate and mixing concrete.
Jerry D. Olds, P.E.
STATE ENGINEER
Published in North County Newspapers on October 25 & November 1, 2007. #00302582

DEBBIE L. CHANDLER
NOTARY PUBLIC • STATE of UTAH
341 SOUTH 300 EAST
SP.FORK, UTAH 84660
COMM. EXPIRES 5-18-2009

Subscribed and sworn to before me this 7th day of _____ NOVEMBER _____ 2007

Notary Public




## SURVEYORS CERTIFICATE

I, BARRY L. PETERSON DO HEREBY CERTIFY THAT I AM A PROFESSIONAL LAND SURVEYOR, AND THAT I HOLD CERTIFICATE NO. 156406 AS PRESCRIBED UNDER THE LAWS OF THE STATE OF UTAH. I FURTHER CERTIFY THAT THIS A TRUE AND ACCURATE MAP OF THE TRACT OF LAND TO BE ANNEXED INTO AMERICAN FORK CITY, UTAH COUNTY, UTAH.

## BOUNDARY DESCRIPTION

COMMENCING AT THE EAST 1/4 CORNER OF SECTION 25, AND RUNNING THENCE WEST A DISTANCE OF 401.56 FEET; THENCE NORTH A DISTANCE OF 58.09 TO THE POINT OF BEGINNING.

THENCE CONTINUE N71°58'00"W A DISTANCE OF 305.05 FEET; THENCE S89°55'00"W A DISTANCE OF 499.05 FEET; THENCE N49°53'00"W A DISTANCE OF 455.50 FEET; THENCE N02°51'37"E A DISTANCE OF 143.09 FEET; THENCE S89°50'30"E A DISTANCE OF 1123.18 FEET; THENCE S00°46'30"E A DISTANCE OF 527.04 FEET TO THE POINT OF BEGINNING CONTAINING 10.43 ACRES.

SURVEYOR — DATE: June 1, 2005

## ACCEPTANCE BY THE LEGISLATIVE BODY

WE, THE DULY ELECTED COUNCIL OF THE CITY OF AMERICAN FORK, UTAH, HAVE RECEIVED A REQUEST TO INITIATE PROCEDURES FOR THE ANNEXATION OF THE TRACT OF LAND SHOWN HERON, WHICH TRACT CONSTITUTES A PORTION OF AN EXISTING ISLAND OR PENINSULA WITHIN OR CONTIGUOUS TO THE CITY, AND DO HEREBY CERTIFY: (1) THE COUNCIL HAS ADOPTED A RESOLUTION SETTING FORTH ITS INTENT TO ANNEX THE TRACT, PROVIDED NOTICE AND CONDUCTED HEARINGS ON THE MATTER, AND ADOPTED AN ORDINANCE PROVIDING FOR THE ANNEXATION OF THE TRACT TO THE CITY, ALL IN ACCORDANCE WITH THE PROVISIONS OF SECTION 10-2-418 UTAH CODE ANNOTATED, AS AMENDED, AND (2) THAT THE COUNCIL DOES HEREBY APPROVE AND ACCEPT THE ANNEXATION OF THE TRACT OF LAND SHOWN HEREON AS A PART OF AMERICAN FORK CITY, TO BE KNOWN HERE AFTER AS THE PROVIDENCE HEIGHTS ANNEXATION

DATED THIS 10 DAY OF July, 2008

CLERK RECORDER — DATE

12694

ENT 38474:2008 PG 1 OF 1
RICHARD M. ASAY, UTAH COUNTY RECORDER
2008 Apr 08 11:20 am FEE 5.00 BY BC
RECORDED FOR AMERICAN FORK CITY

# ANNEXATION PLAT

# PROVIDENCE HEIGHTS ANNEXATION

AMERICAN FORK CITY, UTAH COUNTY, UTAH

Sec. 25, T5S, R1E
TO 060, RU

ATLAS ENGINEERING L.L.C.
PHONE:801-802-4227
FAX:801-375-1192
17 EAST 200 NORTH
PROVO, UT 84606

STATE OF UTAH

OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF BOUNDRY CHANGE

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 CEDAR HILLS, dated October 21st, 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 annexation, referred to above, on file with the Office of the Lieutenant Governor pertaining to CEDAR HILLS, located in Utah County, State of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 28th day of October, 2008 at Salt Lake City, Utah.

Gary R Herbert

GARY R. HERBERT
Lieutenant Governor

ENT 107700:2008 PG 1 of 3
RANDALL A. COVINGTON
UTAH COUNTY RECORDER
2008 Sep 30 4:22 pm FEE 0.00 BY SS
RECORDED FOR CEDAR HILLS CITY

**ORDINANCE NO. 9-16-2008A**

**AN ORDINANCE ADJUSTING THE COMMON MUNICIPAL BOUNDARY BETWEEN THE CITY OF CEDAR HILLS AND PLEASANT GROVE CITY.**

**WHEREAS,** the majority of owners of certain property currently located within the Pleasant Grove City corporate boundary but contiguous to the boundary of the City of Cedar Hills have submitted an application to each community requesting an adjustment to the common boundary for the purpose of disconnecting said territory from Pleasant Grove City and annexing the same to the City of Cedar Hills, and

**WHEREAS,** The City Council of the City of Cedar Hills, has heretofore: (1) adopted a resolution (Resolution No. 7-8-2008A) indicating its intent to adjust the location of the common boundary between the City of Cedar Hills and Pleasant Grove City and transfer said property to the municipal jurisdiction of the City of Cedar Hills, (2) advertised and held a public hearing regarding the proposed boundary adjustment, and (3) determined that no protests to the proposed adjustment have been filed with the City Recorder, all of the above in accordance with the applicable provisions of Utah State Law (UCA 10-2-419).

**NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CEDAR HILLS, UTAH:**

**SECTION 1.** In accordance with the provisions of Section 10-2-419 Utah Code Annotated, 1953, as amended, that certain territory identified and described on the attached Boundary Adjustment Plat (Attachment 1) and referred to as the Pleasant Grove/Cedar Hills Common Boundary Adjustment No. 3, which area has heretofore been located within Pleasant Grove City, is hereby approved for annexation into the City of Cedar Hills, Utah.

**SECTION 2.** This Ordinance shall take effect upon passage of a similar ordinance by Pleasant Grove City providing for the disconnection of said area from Pleasant Grove City and the recording of the Boundary Adjustment Plat relating thereto at the office of the Utah County Recorder.

**SECTION 3.** Upon completion of the boundary adjustment proceedings, the area added to the municipal jurisdiction of the City of Cedar Hills shall be placed in the RR-1-20,000 Residential Zone.

**SECTION 4.** Upon completion of the boundary adjustment proceedings, the City Recorder is hereby instructed to file the original copy of Attachment 1 at the office of the Utah County Recorder.

**SECTION 5.** Passed by the City Council of the City of Cedar Hills, Utah, this 16th day of September, 2008.

Michael C. McGee, Mayor

Attest:

Kim E. Holindrake, City Recorder

CEDAR HILLS CITY RECORDER
SEAL
STATE OF UTAH

**AMENDED ARTICLES OF INCORPORATION**
**OF THE**
**CITY OF CEDAR HILLS**

Received
OCT 23 2008
Gary R. Herbert
Lieutenant Governor

Pursuant to provisions of the "Utah Municipal Code", the City of Cedar Hills in Utah County, Utah, acting by its Mayor and approved by Ordinance of the City Council during a Public Hearing held on September 16, 2008, hereby amends its Articles of Incorporation by adding the following described property.

The added geographical description of the City of Cedar Hills is as follows:

**DESCRIPTION**

**PARCEL #1**
Beginning in the Pleasant Grove/Cedar Hills City boundary at a point located 2631.75 feet East and 2048.50 feet North from the southwest corner of Section 8, Township 5 South, Range 2 East, Salt Lake Base and Meridian; thence along said city boundary the following four (4) courses: (1) S. 00°57'11" E. 343.44 feet, (2) S. 51°41'35" W. 194.27 feet, (3) S. 35°44'00" E. 138.36 feet, (4) S. 45° 08'12" E. 59.96 feet; thence West 137.14 feet to the center of the state highway; thence N. 17°49'38" W. 539.43 feet along the center of said state highway; thence N. 72°08'55" E. 342.19 feet to the point of beginning. Containing 2.77 acres, more or less. Basis of bearings: Utah State Plane Coordinate System NAD 1983, Central Zone.

**PARCEL #2**
Beginning at a point located 2014.36 ft. East and 2765.21 feet North from the southwest corner of said Section 8, said point being on the boundary of the Manila Township Annexation No. 1 as platted on Entry No. 39960, Map #7069 in the office of the Utah County Recorder, Utah; thence N. 17°46'00" W. 629.27 feet; following said annexation boundary thence N. 89°52'24" E. 389.05 feet; following said annexation boundary thence S. 17°24'56" E. 549.49 feet; following said annexation boundary thence S. 19°11'00" W. 66.37 feet; following said annexation boundary thence S. 89°41'53" W. 127.69 feet; following said annexation boundary thence S. 00°18'07" E. 120.00 feet; following said annexation boundary thence S. 89°51'58" W. 116.00 feet; thence S. 89°51'58" W. 62.04 feet; to the West row of the state road thence N. 17°46'00" W. 113.36 feet; along said state road row to P.O.B. Containing 5.73 acres, more or less. Basis of bearings: Utah State Plane Coordinate System NAD 1983, Central Zone.

**PARCEL #3**
Beginning at a point located 1790.21 ft. East and 3653.00 feet North from the southwest corner of said Section 8, said point being on the boundary of the Manila Township Annexation No. 1 as platted on Entry No. 39960, Map #7069 in the office of the Utah County Recorder, Utah; thence N. 16°56'30" W. 550.00 feet; following said annexation boundary thence West 335.05 feet; following said annexation boundary thence South 278.54 feet; following said annexation boundary thence East 31.40 feet: thence S. 00°37'00" E. 241.84 feet: thence S. 89°17'03" E. 461.35 feet; to said annexation boundary & P.O.B. containing 4.798 acres, more or less. Basis of bearings: Utah State Plane Coordinate System NAD 1983, Central Zone.

**PARCEL #4**

A tract of land being part of Lot 3 Pine Meadows Estates Plat "A", a subdivision situate in the southeast quarter Section 6, Township 5 South, Range 2 East of the Salt Lake Base and Meridian more particularly described as follows: Beginning in the south line of said subdivision at a point being 664.45 feet North and 414.60 feet West of the southeast corner of said Section 6; thence S. 88°27'24" W. 242.29 feet along the south boundary of said Lot 3 to the southwest corner of said subdivision; thence N. 0°19'26" W. 458.42 feet along the west boundary of said lot to the existing Pleasant Grove/Cedar Hills Boundary line; thence N. 88°31'43" E. 188.41 feet along said city boundary to an old fence line; thence southerly along an old fence line the following four (4) courses: (1) S. 75°47'30" E. 14.61 feet, (2) S. 18°48'00" E. 7.45 feet, (3) S. 78°21'30" E. 17.59 feet, (4) S. 2°55'44" E. 443.11 feet to the point of beginning. Containing 2.43 acres, more or less. Basis of bearings: Utah State Plane Coordinate System NAD 1983, Central Zone.

**DATED this 21st day of October, 2008.**

**CITY OF CEDAR HILLS**

By: _____
Michael C. McGee, Mayor

STATE OF UTAH )
: ss
COUNTY OF UTAH )

I, Michael C. McGee, being first duly sworn upon oath, deposes and says that I am the Mayor of the City of Cedar Hills and the foregoing Amendments to the Articles of Incorporation of the City of Cedar Hills, Utah, are truthful and accurate to the best of my knowledge and information.

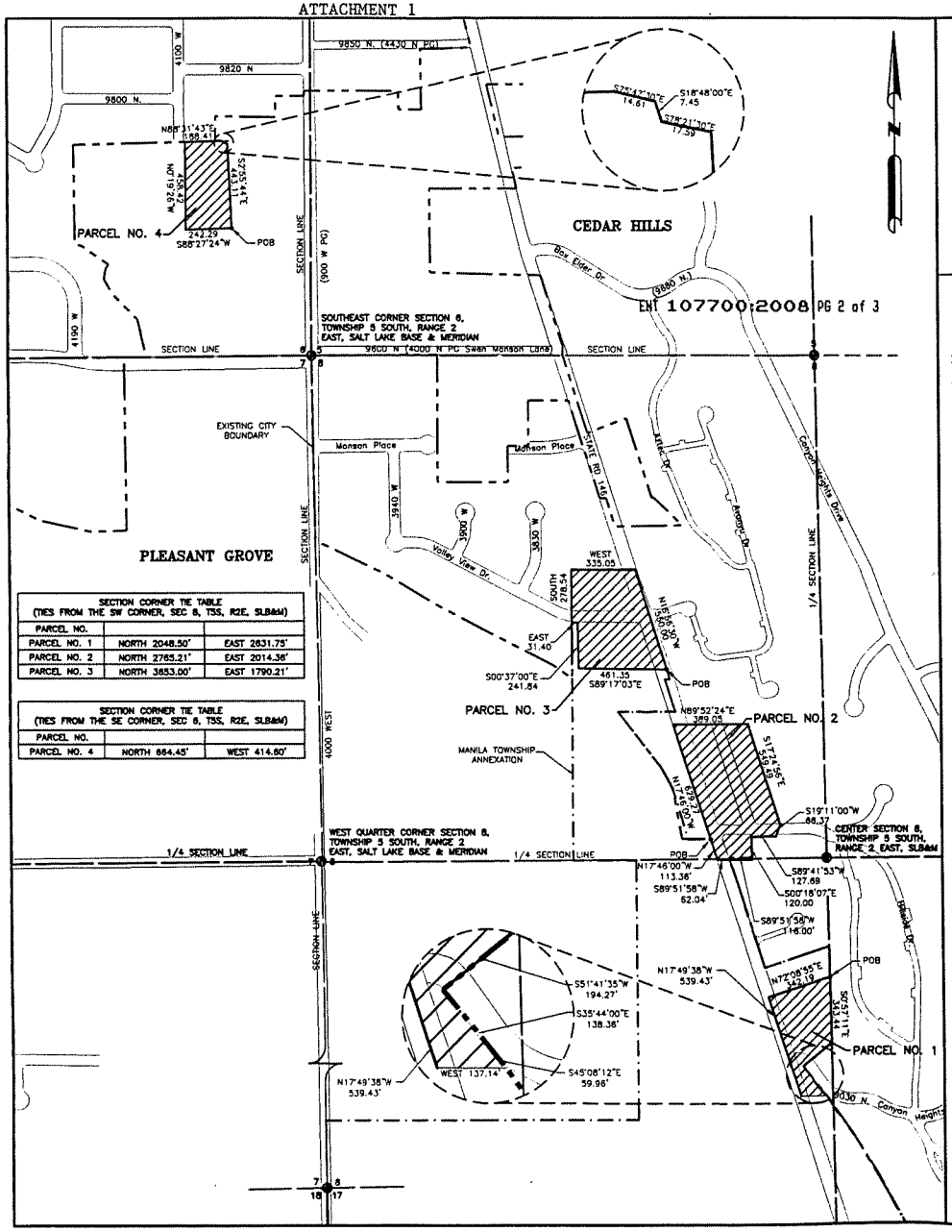
_____
Michael C. McGee, Mayor

Subscribed and sworn to before me this 21st day of October, 2008.

KIM E. HOLINDRAKE
NOTARY PUBLIC • STATE of UTAH
10018 NORTH PINE COURT
CEDAR HILLS, UT 84062
COMM. EXPIRES 7-1-2009

_____
Notary Public

ATTACHMENT 1




| SECTION CORNER TIE TABLE (TIES FROM THE SW CORNER, SEC 8, T5S, R2E, SLB&M) | | |
|---|---|---|
| PARCEL NO. | | |
| PARCEL NO. 1 | NORTH 2048.50' | EAST 2631.75' |
| PARCEL NO. 2 | NORTH 2765.21' | EAST 2014.36' |
| PARCEL NO. 3 | NORTH 3653.00' | EAST 1790.21' |

| SECTION CORNER TIE TABLE (TIES FROM THE SE CORNER, SEC 8, T5S, R2E, SLB&M) | | |
|---|---|---|
| PARCEL NO. | | |
| PARCEL NO. 4 | NORTH 664.45' | WEST 414.60' |

## BOUNDARY ADJUSTMENT DESCRIPTIONS CONT'D

PARCEL NO.4 COMPRISED OF A PARCEL OF LAND OWNED BY:
TRACY W. & ALYSSA R. FLINDERS, ENT # 91439:2004

A TRACT OF LAND BEING PART OF LOT 3 PINE MEADOWS ESTATES PLAT "A", A SUBDIVISION SITUATE IN THE SOUTHEAST QUARTER SECTION 8, TOWNSHIP 5 SOUTH, RANGE 2 EAST OF THE SALT LAKE BASE AND MERIDIAN MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING IN THE SOUTH LINE OF SAID SUBDIVISION AT A POINT BEING 664.45 FEET NORTH AND 414.60 FEET WEST OF THE SOUTHEAST CORNER OF SAID SECTION 8; THENCE S. 88°27'24" W. 242.29 FEET ALONG THE SOUTH BOUNDARY OF SAID LOT 3 TO THE SOUTHWEST CORNER OF SAID SUBDIVISION; THENCE N. 0°19'26" W. 458.42 FEET ALONG THE WEST BOUNDARY OF SAID LOT TO THE EXISTING PLEASANT GROVE/CEDAR HILLS BOUNDARY LINE; THENCE N. 88°31'43" E. 188.41 FEET ALONG SAID CITY BOUNDARY TO AN OLD FENCE LINE; THENCE SOUTHERLY ALONG SAID OLD FENCE LINE THE FOLLOWING FOUR (4) COURSES: (1) S. 75°47'30" E. 14.61 FEET, (2) S. 18°48'00" E. 7.45 FEET, (3) S. 78°21'30" E. 17.59 FEET, (4) S. 2°55'44" E. 443.11 FEET TO THE POINT OF BEGINNING.

CONTAINING 2.43 ACRES, MORE OR LESS.
BASIS OF BEARINGS: UTAH STATE PLANE COORDINATE SYSTEM NAD 1983, CENTRAL ZONE

## ACCEPTANCE BY LEGISLATIVE BODY-CEDAR HILLS

THIS IS TO CERTIFY THAT WE, THE CEDAR HILLS CITY COUNCIL, RECEIVED PETITIONS SIGNED BY A MAJORITY OF OWNERS OF THE PROPERTIES SHOWN HEREON REQUESTING THAT SAID PROPERTIES BE BOUNDARY ADJUSTED TO THE CITY OF CEDAR HILLS, AND THAT A COPY OF THE ORDINANCE HAS BEEN PREPARED FOR FILING HEREWITH ALL IN ACCORDANCE WITH THE UTAH BOUNDARY COMMISSION ACT, 10-2-401 THRU 423, (2001 SUPP.), AND THAT WE HAVE EXAMINED AND DO HEREBY APPROVE AND ACCEPT THE BOUNDARY ADJUSTMENT OF PROPERTIES AS SHOWN AS PART OF SAID CITY AND THAT SAID PROPERTIES OF LAND ARE TO BE KNOWN HEREAFTER AS THE PLEASANT GROVE/ CEDAR HILLS COMMON BOUNDARY ADJUSTMENT NO. 3.

DATED THIS____DAY OF_____, 2008 CEDAR HILLS CITY COUNCIL

MAYOR — COUNCIL MEMBER
COUNCIL MEMBER — COUNCIL MEMBER
COUNCIL MEMBER — COUNCIL MEMBER

ATTEST:

CEDAR HILLS CITY CLERK/RECORDER

## ACCEPTANCE BY LEGISLATIVE BODY PLEASANT GROVE CITY

THIS IS TO CERTIFY THAT WE, THE PLEASANT GROVE CITY COUNCIL, RECEIVED PETITIONS SIGNED BY A MAJORITY OF OWNERS OF THE PROPERTIES SHOWN HEREON REQUESTING THAT SAID PROPERTIES BE BOUNDARY ADJUSTED TO THE CITY OF CEDAR HILLS, AND THAT A COPY OF THE ORDINANCE HAS BEEN PREPARED FOR FILING HEREWITH ALL IN ACCORDANCE WITH THE UTAH BOUNDARY COMMISSION ACT, 10-2-401 THRU 423, (2001 SUPP.), AND THAT WE HAVE EXAMINED AND DO HEREBY APPROVE AND ACCEPT THE BOUNDARY ADJUSTMENT OF PROPERTIES AS SHOWN AS PART OF SAID CITY AND THAT SAID PROPERTIES OF LAND ARE TO BE KNOWN HEREAFTER AS THE PLEASANT GROVE/ CEDAR HILLS COMMON BOUNDARY ADJUSTMENT NO. 3.

DATED THIS____DAY OF_____, 2008 PLEASANT GROVE CITY COUNCIL

MAYOR — COUNCIL MEMBER
COUNCIL MEMBER — COUNCIL MEMBER
COUNCIL MEMBER — COUNCIL MEMBER

ATTEST:

PLEASANT GROVE CITY CLERK/RECORDER

GRAPHIC SCALE
0 300 900
150 600

CIVIL SCIENCE
ENGINEERS - SURVEYORS - PLANNERS - SCIENTISTS
3160 West Clubhouse Drive
Lehi, UT 84043
PHONE (801)768-7200, FAX (801)768-7801

| CLERK/RECORDER SEAL | SURVEYOR'S SEAL | CITY ENGINEER'S SEAL | CLERK/RECORDER SEAL |
|---|---|---|---|
| | PROFESSIONAL LAND SURVEYOR No. 175892 Dan E. Knowlden STATE OF UTAH | | |

## SURVEYOR'S CERTIFICATE

I, DAN E. KNOWLDEN, DO HEREBY CERTIFY THAT I AM A PROFESSIONAL LAND SURVEYOR REGISTERED IN THE STATE OF UTAH AND THAT I HOLD CERTIFICATE NO. 175892 AS PRESCRIBED UNDER THE LAWS OF THE STATE OF UTAH. I FURTHER CERTIFY THAT BY AUTHORITY OF THE OWNERS, THIS BOUNDARY ADJUSTMENT PLAT WAS PREPARED BY CIVIL SCIENCE, INC. AND THAT THE PROPERTIES SHOWN HEREON AND DESCRIBED BELOW REPRESENT THE INTENDED ADJUSTMENT TO THE PLEASANT GROVE/CEDAR HILLS COMMON BOUNDARIES. I FURTHER STATE THAT THE BOUNDARIES SHOWN HEREON IN NO WAY REPRESENT ANY INDIVIDUALS TITLE IN FEE OR ACTUAL OCCUPATION LIMITS. I HEREBY STATE THAT THE BOUNDARY ADJUSTMENT DESCRIPTIONS ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE, INFORMATION, BELIEF AND IN MY PROFESSIONAL OPINION.

ENT 107700:2008 PG 3 of 3

SURVEYOR (SEE SEAL BELOW) — DATE

## BOUNDARY ADJUSTMENT DESCRIPTIONS

PARCEL NO. 1 COMPRISED OF PARCELS OF LAND OWNED BY:
DANA DUJARDIN, ENT # 63601:2006;
ANTHONY J. DU PREEZ, ENT # 103343:2006

BEGINNING IN THE PLEASANT GROVE/CEDAR HILLS CITY BOUNDARY AT A POINT LOCATED 2631.75 FEET EAST AND 2048.50 FEET NORTH FROM THE SOUTHWEST CORNER OF SECTION 8, TOWNSHIP 5 SOUTH, RANGE 2 EAST, SALT LAKE BASE AND MERIDIAN; THENCE ALONG SAID CITY BOUNDARY THE FOLLOWING FOUR (4) COURSES: (1) S. 00°57'11"E. 343.44 FEET, (2) S. 51°41'35" W. 194.27 FEET, (3) S. 35°44'00"E. 138.38 FEET, (4) S. 45° 08'12" E. 59.96 FEET; THENCE WEST 137.14 FEET TO THE CENTER OF THE STATE HIGHWAY; THENCE N. 17°49'38" W. 539.43 FEET ALONG THE CENTER OF SAID STATE HIGHWAY; THENCE N.72°08'55" E. 342.19 FEET TO THE POINT OF BEGINNING.

CONTAINING 2.77 ACRES, MORE OR LESS.
BASIS OF BEARINGS: UTAH STATE PLANE COORDINATE SYSTEM NAD 1983, CENTRAL ZONE

PARCEL NO. 2 COMPRISED OF PARCELS OF LAND OWNED BY:
SHELDON M. SADLER, ENT # 181818:2007;
CHRIS W. ROTEN, ENT # 30968, BK.3418 PG.332
JAMES V. & RUTH JOHNSON, ENT. # 9313:2008
AARON D. & CRYSTAL A. MICHAELIS, ENT. # 15126:2007
LEWIS M. & DOROTHY L. EDWARDS, ENT. # 99814, BK. 4465, PG. 867
JAMES M. & KATHY M. BRAWN, ENT. # 103256, BK. 4608, PG. 520
SANDRA T. ROBINSON, TRUSTEE, ENT. # 132849:2007
TOMMY D AND KRISTIE M. FREEMAN, ENT. # 102364:2002
DENNIS W. & MARGARET B. EGBERT, ENT. # 123582:2005
(NOTE: ALL OF THE ABOVE TRACTS OF LAND ARE SITUATE IN THE MAHOGANY ACRES - PLAT "A" SUBDIVISION, LOCATED IN SECTION 8, TOWNSHIP 5 SOUTH, RANGE 2 EAST, SALT LAKE BASE AND MERIDIAN)

BEGINNING AT A POINT LOCATED 2014.36 FT. EAST AND 2765.21 FEET NORTH FROM THE SOUTH WEST CORNER OF SAID SECTION 8, SAID POINT BEING ON THE BOUNDARY OF THE MANILA TOWNSHIP ANNEXATION NO. 1 AS PLATTED ON ENTRY NO. 39960, MAP #7089 IN THE OFFICE OF THE UTAH COUNTY RECORDER, UTAH;

| | | |
|---|---|---|
| THENCE N. 17°46'00" W | 829.27 FEET; | FOLLOWING SAID ANNEXATION BOUNDARY |
| THENCE N. 89°52'24" E | 389.05 FEET; | FOLLOWING SAID ANNEXATION BOUNDARY |
| THENCE S. 17°24'56" E | 549.49 FEET; | FOLLOWING SAID ANNEXATION BOUNDARY |
| THENCE S. 19°11'00" W | 88.37 FEET; | FOLLOWING SAID ANNEXATION BOUNDARY |
| THENCE S. 89°41'53" W | 127.69 FEET; | FOLLOWING SAID ANNEXATION BOUNDARY |
| THENCE S. 00°18'07" E | 120.00 FEET; | FOLLOWING SAID ANNEXATION BOUNDARY |
| THENCE S. 89°51'58" W | 116.00 FEET; | |
| THENCE S. 89°51'58" W | 62.04 FEET; | TO THE WEST ROW OF THE STATE ROAD |
| THENCE N. 17°46'00" W | 113.36 FEET; | ALONG SAID STATE ROAD ROW TO P.O.B. |

CONTAINING 5.73 ACRES, MORE OR LESS.
BASIS OF BEARINGS: UTAH STATE PLANE COORDINATE SYSTEM NAD 1983, CENTRAL ZONE

PARCEL NO. 3 COMPRISED OF PARCELS OF LAND OWNED BY:
LOGAN R & ADELE M. JONES, ENT # 10860 BK. 3364 PG. 532 ENT # 42483 BK 3974 PG. 791
TOWN OF CEDAR HILLS, ENT # 70887 BK 4704 PG. 818 ENT # 133752 BK 5315 PG. 37
TOMIE JENSEN ENT # 151038:2005
JERRY NYLE HAMLING ENT # 62884:2006

BEGINNING AT A POINT LOCATED 1790.21 FT. EAST AND 3653.00 FEET NORTH FROM THE SOUTH WEST CORNER OF SAID SECTION 8, SAID POINT BEING ON THE BOUNDARY OF THE MANILA TOWNSHIP ANNEXATION NO. 1 AS PLATTED ON ENTRY NO. 39960, MAP #7089 IN THE OFFICE OF THE UTAH COUNTY RECORDER, UTAH;

| | | |
|---|---|---|
| THENCE N. 16°56'30" W. | 550.00 FEET; | FOLLOWING SAID ANNEXATION BOUNDARY |
| THENCE WEST | 335.05 FEET; | FOLLOWING SAID ANNEXATION BOUNDARY |
| THENCE SOUTH | 278.54 FEET; | FOLLOWING SAID ANNEXATION BOUNDARY |
| THENCE EAST | 31.40 FEET; | |
| THENCE S. 00°37'00" E | 241.84 FEET; | |
| THENCE S. 89°17'03" E | 461.35 FEET; | TO SAID ANNEXATION BOUNDARY & P.O.B. |

CONTAINING 4.798 ACRES, MORE OR LESS.
BASIS OF BEARINGS: UTAH STATE PLANE COORDINATE SYSTEM NAD 1983, CENTRAL ZONE

BOUNDARY ADJUSTMENT PLAT

# PLEASANT GROVE/CEDAR HILLS COMMON BOUNDARY ADJUSTMENT NO. 3

UTAH COUNTY, UTAH

JULY 2008

SHEET 1 OF 1

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 EAGLE MOUNTAIN, dated January 8th, 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 EAGLE MOUNTAIN, located in Utah County, State of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 3rd day of July, 2008 at Salt Lake City, Utah.

GARY R. HERBERT
Lieutenant Governor

Eagle Mountain
Utah's New Frontier

**Heather Jackson**
*Mayor*

June 16, 2008

Utah State Lt. Governor's Office
P.O. Box 140760
State Office Building, Room 1160
Salt Lake City, UT 84114

**Re: Notice of the Scenic Mountain Boundary Adjustment between Eagle Mountain City, Utah County, Utah and the City of Saratoga Springs, Utah County, Utah**

Honorable Lt. Governor:

Please find enclosed (one) original and (one) copy of Articles of Amendment to the Articles of Incorporation for Eagle Mountain City, Utah County, Utah. The Boundary Adjustment Ordinance has been recorded as provided by law with the Utah County Recorder and the Notice of Boundary Change Pursuant to Utah Code ANN. §10-1-116 will be filed with the Utah State Tax Commission when received back from your office.

If you have any questions concerning the Notice of the Scenic Mountain Boundary Adjustment provided herein, please contact my office.

Very truly yours,

EAGLE MOUNTAIN CITY

Fionnuala B. Kofoed
City Recorder

Received
JUN 18 2008
Gary R. Herbert
Lieutenant Governor

Enclosures (as stated)

*1650 E. Stagecoach Run, Eagle Mountain, UT 84005*
*Telephone (801) 789-6600 Fax (801) 789-6648*

# ARTICLES OF AMENDMENT
# TO THE
# ARTICLES OF INCORPORATION
# FOR
# EAGLE MOUNTAIN CITY, UTAH

The undersigned Mayor of Eagle Mountain City, pursuant to the provisions of Utah Code Ann. §10-2-425, hereby verifies and submits these Articles of Amendment to the Articles of Incorporation of Eagle Mountain City.

The area described on Exhibit A attached hereto and by this reference incorporated herein has been included within the municipal boundaries of Eagle Mountain City pursuant to a boundary adjustment with the City of Saratoga Springs and the area is part of the municipality of Eagle Mountain City.

The undersigned hereby certifies that the execution of the amended Articles has been approved by the City Council of Eagle Mountain City, Utah.

Dated this 8 day of January, 2008.

EAGLE MOUNTAIN CITY, UTAH

ATTEST:

Fionnuala Kofoed, City Recorder

Heather Anne Jackson, Mayor

CORPORATE SEAL
Eagle Mountain
Utah's New Frontier
EST. 1996
STATE OF UTAH

00034746.DOC
1/14/08 8225.72

ORIGINAL DOCUMENT
Eagle Mountain City Recorder's Office

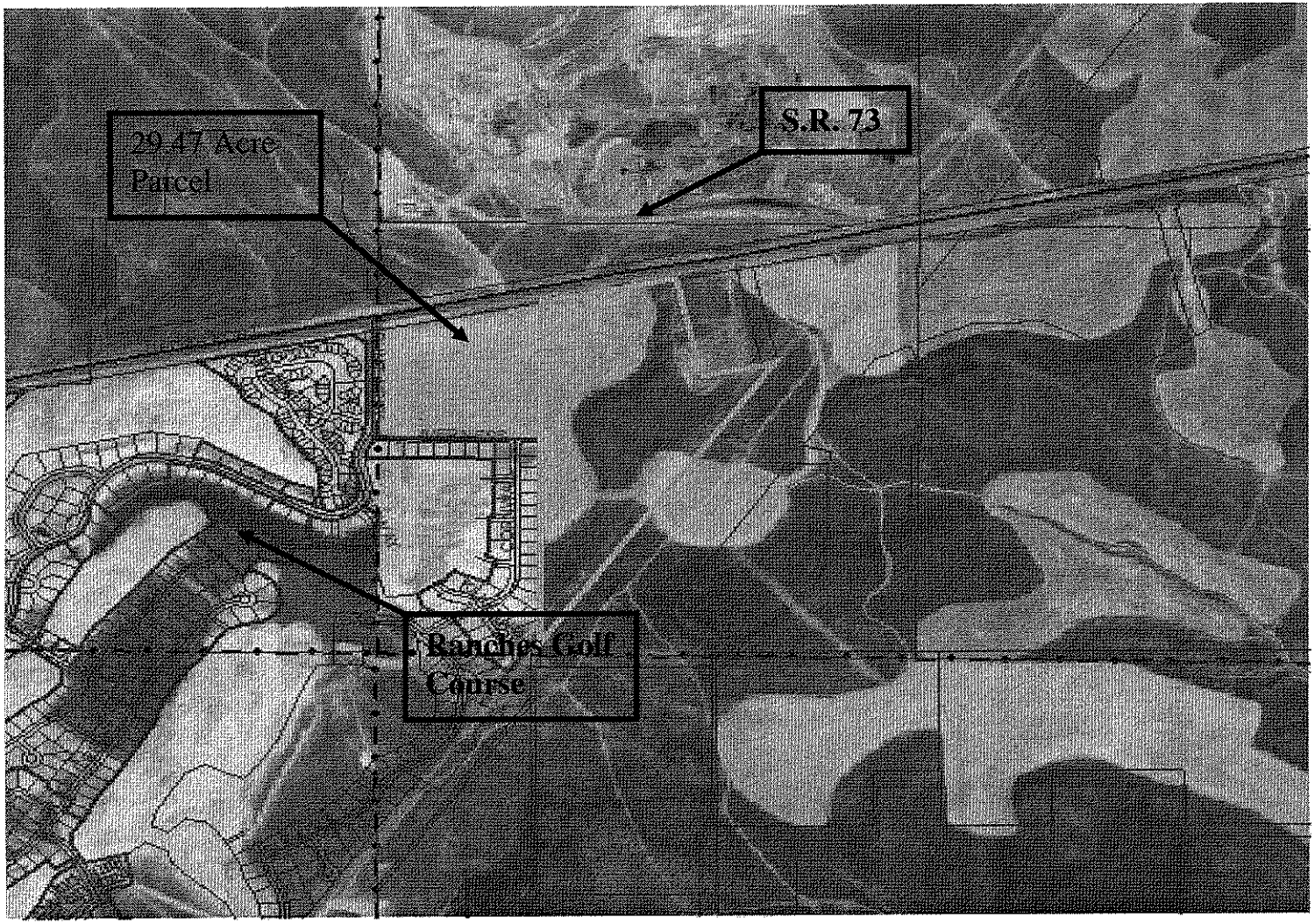
# EXHIBIT
# A

**EXHIBIT "A"**
**ANNEXATION**
**BOUNDARY DESCRIPTION**

**Property Serial No. 58:033:0210**

A parcel of land located in the Southwest Quarter of Section 16, Township 5 South, Range 1 West, Salt Lake Base and Meridian, more particularly described as follows: Commencing at the West Quarter Corner of Section 16, Township 5 South, Range 1 West, Salt Lake Base &Meridian; and running thence South 00°16'29' West, along the Section line, a distance of 661.19 feet, to the point on the South line of State Road 73 (150.00 feet wide); thence North 78°12'35" East, along said South line a distance of 877.64 feet, to the point of beginning for this description; thence North 78°12'35" East, along said South line of State Road 73, a distance of 696.00 feet, to a point on the West line of the Tracy and Miyuki Gibbs property, as found in that certain Warranty Deed, dated February 17, 1995, Entry Number 10184, in Book 3623, at page 256, filed for record in the office of the Recorder, in the County of Utah; thence South 11°50'31" East , along said West line, a distance of 600.00 feet; to the Southwest Corner thereof; thence North 78°12'29" East, along the South line and line extended of said Tracy and Miyuki Gibbs property, a distance of 352.04 feet, to a point on the Northwest line of the Utah Power and Light easement (320.33 feet wide), as found in that certain Utah Power and Light Company easement document, dated November 12, 1969, Entry Number 4633, filed for record in the office of the Recorder, in the County of Utah; thence South 34°03'24" West, along said Northwest line a distance of 2,068.69 feet, to a point on the East line extended Southerly, of Parcel 1, Eagle Mountain Holdings L.L.C. property, as found in that certain Warranty Deed in Lieu of Foreclosure, dated November 29, 2002, as Entry 145185, filed for record in the office of the Recorder, in the County of Utah; thence North 00°15'33" East, along said East line and extension of said East line, a distance of 2,086.97 feet, to the point of beginning.

*SARATOGA SPRINGS BOUNDARY LINE ADJUSTMENT*



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 EAGLE MOUNTAIN, dated August 5th, 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 EAGLE MOUNTAIN, located in Utah County, State of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 9th day of September, 2008 at Salt Lake City, Utah.

Gary R Herbert

GARY R. HERBERT
Lieutenant Governor

ENT 94190:2008 PG 1 of 10
RANDALL A. COVINGTON
UTAH COUNTY RECORDER
2008 Aug 25 10:10 am FEE 0.00 BY TO
RECORDED FOR EAGLE MOUNTAIN CITY

# ORDINANCE NO. 19-2008

## AN ORDINANCE ANNEXING AN AREA OF APPROXIMATELY 156 ACRES KNOWN AS THE PONY EXPRESS, 145 ACRES

*PREAMBLE*

The City Council of the Eagle Mountain City finds that the owners of the real property described herein petitioned for annexation of the real property to the corporate limits of Eagle Mountain City and that all required notices were given and provided to affected entities and others as required by law.

The real property described herein is an unincorporated area contiguous to the current boundary of Eagle Mountain City and the annexation will not leave or create an unincorporated island or peninsula.

The City Council finds that it is in the public interest to annex the real property to Eagle Mountain City and has caused a plat of the real property to be prepared by a licensed surveyor.

All public hearings and notices have been completed as a prerequisite to amending the General Plan of the City to include the annexed property and to zone the land proposed for annexation for agricultural use.

After public comment and careful consideration, the City Council has determined to annex the referenced property and therefore, finds that it should grant the petitions for annexation with respect to the real property described herein.

BE IT ORDAINED by the City Council of Eagle Mountain City, Utah:

1. The real property described on the attached annexation plat, referenced as Exhibit A, is hereby annexed to Eagle Mountain City and the corporate limits of Eagle Mountain City are hereby amended and extended to incorporate the real property described herein.

2. The General Plan for Eagle Mountain City is hereby amended and approved as set forth on Exhibit B.

3. The real property described on Exhibit A is hereby zoned for agricultural use.

Received

SEP 02 2008

Gary R. Herbert
Lieutenant Governor

4. A certified copy of this Ordinance and an original plat describing the property so annexed shall be filed with the Utah County Recorder within thirty (30) days after the date this Ordinance is adopted.

5. Amended Articles of Incorporation shall be filed with the Utah Lieutenant Governor's Office as required by law.

6. A certified copy of this Ordinance, an original plat describing the property annexed and a Notice of Annexation pursuant to Utah Code Ann. §10-1-116 shall be filed with the Utah State Tax Commission within forty-five (45) days after the date this Ordinance is adopted.

7. This Ordinance shall be effective on the date of its first posting or publication, whichever occurs first.

8. The Mayor or the designee of the Mayor is authorized to notify and implement this annexation with respect to local, county and state governmental entities.

ADOPTED by the City Council of Eagle Mountain City, Utah, this 5th day of August, 2008.

EAGLE MOUNTAIN CITY, UTAH

By: _____
Heather Anne Jackson, Mayor

ATTEST:

_____
Fionnuala B. Kofoed, City Recorder

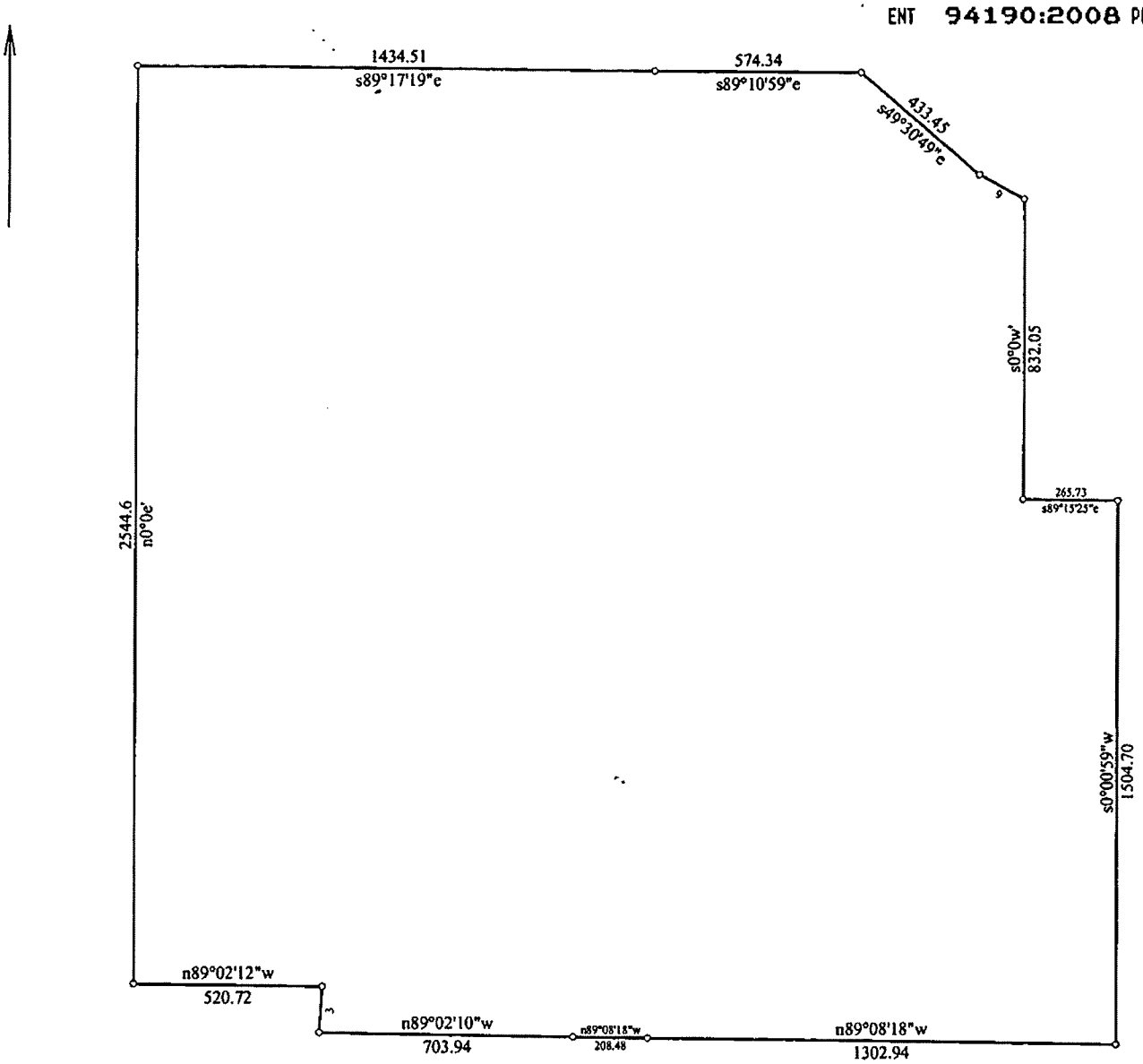
CORPORATE SEAL
Eagle Mountain
EST. 1996
STATE OF UTAH

# EXHIBIT
# "A"

**Exhibit "A"**
**ANNEXATION**
**BOUNDARY DESCRIPTION**

## BOUNDARY DESCRIPTION

BEGINNING AT A POINT WHICH IS NORTH 00°51'42" EAST 0.37 FEET FROM THE SOUTHWEST CORNER SECTION 21, TOWNSHIP 5 SOUTH, RANGE 1 WEST SALT LAKE BASE AND MERIDIAN AND RUNNING; THENCE NORTH 89°08'18" WEST 208.48 FEET; THENCE NORTH 89°02'10" WEST 703.94 FEET; THENCE NORTH 03°44'00 EAST 126.10 FEET; THENCE NORTH 89°02'12" WEST 520.72 FEET; THENCE NORTH 2544.60 FEET; THENCE SOUTH 89°17'19" EAST 1434.51 FEET TO THE WEST QUARTER CORNER OF SAID SECTION; THENCE SOUTH 89°10'59" EAST 574.34 FEET; THENCE SOUTH 49°30'49" EAST 433.45 FEET; THENCE SOUTH 61°54'28" EAST 140.45 FEET; THENCE SOUTH 832.05 FEET; THENCE SOUTH 89°15'25" EAST 265.73 FEET; THENCE SOUTH 00°00'59" WEST 1504.70 FEET; THENCE NORTH 89°08'18" WEST 1302.94 FEET TO THE POINT OF BEGINNING. CONTAINS 156.96 ACRES




| Title: | Date: 04-09-2008 |
|---|---|
| Scale: 1 inch = 450 feet | File: Pony Express 145 Acres Annexation.des |

Tract 1: 156.957 Acres: 6837058 Sq Feet: Closure = s60.1323w 0.00 Feet: Precision >1/999999: Perimeter = 10592 Feet

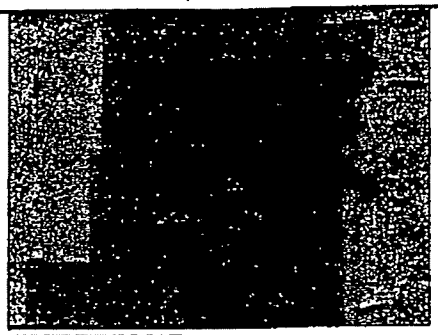
| | | |
|---|---|---|
| 001=n89.0818w 208.48 | 006=s89.1719e 1434.51 | 011=s89.1525e 265.73 |
| 002=n89.0210w 703.94 | 007=s89.1059e 574.34 | 012=s0.0059w 1504.70 |
| 003=n03.4400e 126.10 | 008=s49.3049e 433.45 | 013=n89.0818w 1302.94 |
| 004=n89.0212w 520.72 | 009=s61.5428e 140.45 | |
| 005=n0.0e 2544.6 | 010=s0.0w 832.05 | |

## ARRATIVE

PURPOSE OF THIS SURVEY IS TO ESTABLISH THE BOUNDARY OF DESCRIBED PARCEL AS SHOWN. THE BOUNDARY IS NEEDED FOR ONE AND FUTURE DEVELOPMENT OF SUBDIVISIONS.

BASIS OF BEARING USED WAS SOUTH 76°37'36" EAST BETWEEN FOUND NORTH QUARTER CORNER OF SECTION 29, TOWNSHIP 5 TH, RANGE 1 WEST, SALT LAKE BASE AND MERIDIAN AND A STREET UMENT IN GERONIMO DRIVE. THE BEARING WAS CALCULATED FROM RECORDED RUSH VALLEY SUBDIVISION PLAT.

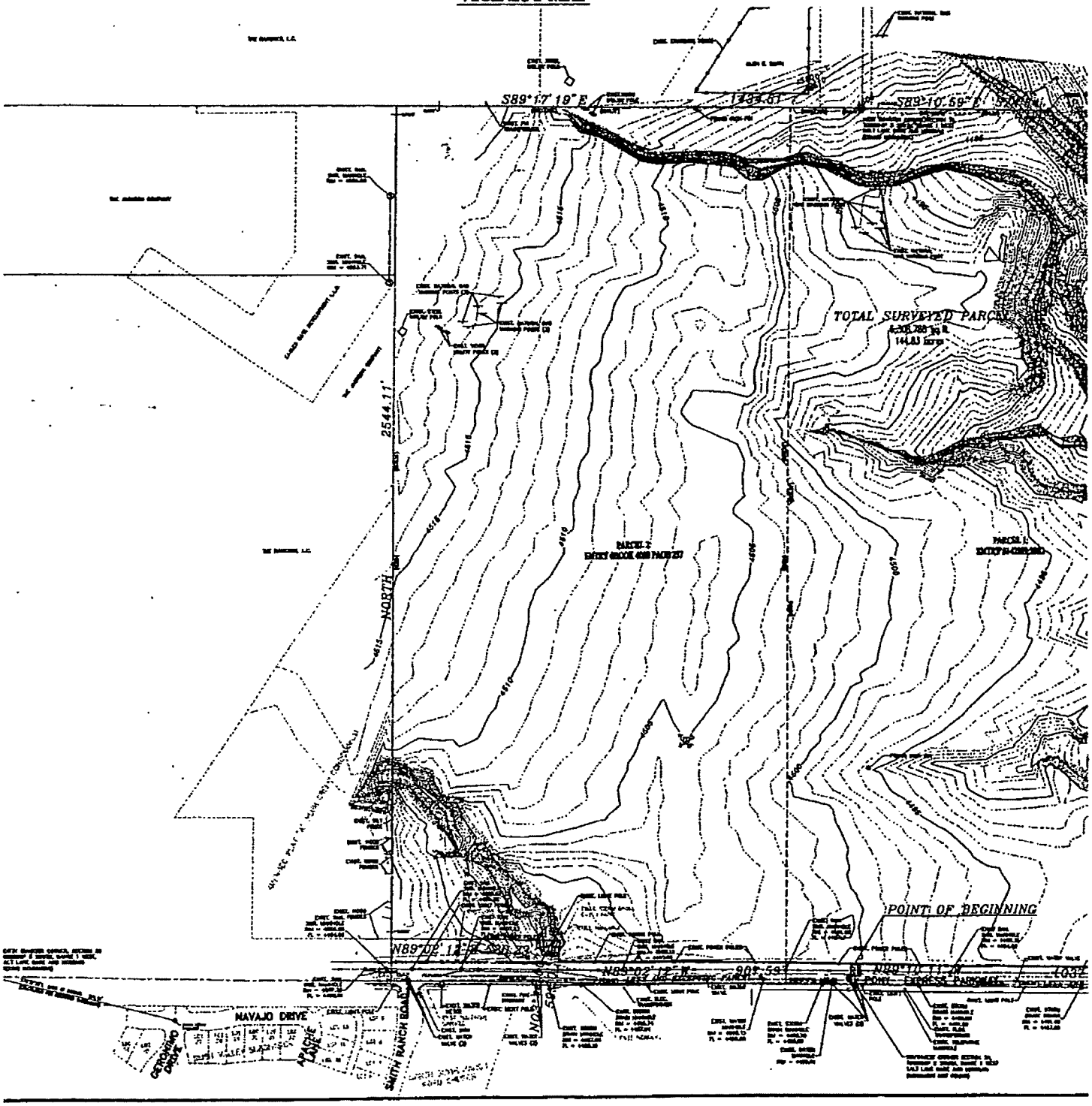
POINT OF BEGINNING OF DEED PARCEL 1 (ENTRY No. 6881 2002) IS THE SOUTHWEST CORNER SECTION 21, TOWNSHIP 5 TH, RANGE 1 WEST, SALT LAKE BASE AND MERIDIAN. THIS UMENT WAS NOT FOUND, HOWEVER THE LEGAL ALSO CALLS FOR A TION CORNER MONUMENT AFTER THE THIRD COURSE WHICH WAS ATED IN THE FIELD. THE FOUND SECTION CORNER MONUMENT IS WEST QUARTER CORNER OF SECTION 21, TOWNSHIP 5 SOUTH, GE 1 WEST, SALT LAKE BASE AND MERIDIAN. AT THE NORTHEAST NER OF PARCEL 1 THERE IS A FOUND IRON PIN. THE SURVEYED NDARY FOLLOWS DEED LINES.



## VICINITY MAP

## LEGEND

- SECTION CO
- FOUND REB
- SECTION LIN
- BOUNDARY
- EX. WATER
- EX. SEWER
- EX. STORM
- EX. POWER
- CONTOURS



## DEED DESCRIPTIONS

PARCEL 1: (ENTRY NO. 142889:2002)

COMMENCING AT THE SOUTHWEST CORNER OF SECTION 20, ALSO KNOWN AS THE SOUTHWEST CORNER OF SECTION 21, TOWNSHIP 5 SOUTH RANGE 1 WEST SALT LAKE BASE AND MERIDIAN; THENCE NORTH 89°02'12" WEST ALONG THE SECTION LINE 208.48 FEET; THENCE NORTH 2875.92 FEET; THENCE SOUTH 89°17'20" EAST ALONG THE ONE-QUARTER SECTION 218.14 FEET TO THE WEST ONE-QUARTER CORNER OF SECTION 20; THENCE SOUTH 89°10'59" EAST ALONG THE ONE-QUARTER SECTION LINE 574.34 FEET; THENCE MORE OR LESS ALONG THE ABANDONED CENTERLINE OF THE UNION PACIFIC RAILROAD AS FOLLOWS: SOUTH 49°30'49" EAST 433.45 FEET, SOUTH 61°54'28" EAST 140.45 FEET; THENCE SOUTH 2335.99 FEET; THENCE NORTH 89°10'11" WEST ALONG THE SECTION LINE 1037.63 FEET TO THE POINT OF BEGINNING. AREA 74.64 ACRES.

LESS AND EXCEPTING THE FOLLOWING DESCRIBED REAL PROPERTY:

COMMENCING AT THE SOUTHEAST CORNER OF SECTION 20, ALSO KNOWN AS THE SOUTHWEST CORNER OF SECTION 21, TOWNSHIP 5 SOUTH, RANGE 1 WEST, SALT LAKE BASE AND MERIDIAN; THENCE NORTH 89°02'12" WEST 208.48 FEET; THENCE NORTH 00°00'00" EAST 66.00 FEET; THENCE SOUTH 89°02'12" WEST 208.48 FEET; THENCE SOUTH 89°10'11" EAST 1037.63 FEET; THENCE SOUTH 00°00'00" EAST 66.00 FEET; THENCE NORTH 89° 10'11" WEST 1037.63 FEET TO THE POINT OF BEGINNING.

INCLUDING A PERPETUAL EASEMENT AND RIGHT OF WAY FOR THE INSTALLATION AND CONTINUED MAINTANANCE, REPAIR, ALTERATION, AND REPLACEMENT OF A ROADWAY FOR VEHICULAR AND PEDESTRIAN TRAFFIC AND ANY AND ALL UTILITIES UPON, UNDER AND ACROSS THE FOLLOWING DESCRIBED PROPERTY:

COMMENCING AT THE SOUTHEAST CORNER OF SECTION 20, ALSO KNOWN AS THE SOUTHWEST CORNER OF SECTION 21, TOWNSHIP 5 SOUTH, RANGE 1 WEST, SALT LAKE BASE AND MERIDIAN; THENCE NORTH 89°02'12" WEST 208.48 FEET; THENCE NORTH 00°00'00" EAST 66.00 FEET; THENCE SOUTH 89°02'12" EAST 208.48 FEET; THENCE SOUTH 89°10'11" EAST 1037.63 FEET; THENCE SOUTH 00°00'00" EAST 66.00 FEET; THENCE NORTH 89°10'11" WEST 1037.63 FEET TO THE POINT OF BEGINNING.

TOGETHER WITH ALL RIGHTS OF INGRESS AND EGRESS NECESSARY OR CONVENIENT FOR THE FULL AND COMPLETE USE, OCCUPATION AND ENJOYMENT OF THE EASEMENT HEREIN DESCRIBED. THIS AGGREEMENT WILL BE EFFECTIVE UPON ALL SUCCESSORS OR ASSIGNS.

PARCEL 2: (BOOK 4008 PAGE 257)

COMMENCING NORTH 89°02'12" WEST 208.48 FEET ALONG THE SECTION LINE; THENCE NORTH 2870.56 FEET; MORE OR LESS TO ¼ SECTION LINE; THENCE SOUTH 89°17'20" EAST 121..... (THIS IS HOW IT APPEARS ON THE DEED).

THE RANCHES L.C.,

PARCEL 1:
COMMENCING NORTH 89° 02'12" WEST ALONG THE SECTION LINE 1424.93 FEET FROM THE SOUTHEAST CORNER OF SECTION 20, TOWNSHIP 5 SOUTH, RANGE 1 WEST, SALT LAKE BASE AND MERIDIAN; THENCE NORTH 125.960 FEET; THENCE SOUTH 89°02'12" EAST 520.720 FEET; THENCE SOUTH 3°44'00" WEST 126.090 FEET;T HENCE NORTH 89°02'12" WEST 512.510 FEET TO THE POINT OF BEGINNING.

PARCEL 2:
COMMENCING NORTH 89°02'12" WEST ALONG THE SECTION LINE 208.48 FEET FROM THE SOUTHEAST CORNER OF SECTION 20, TOWNSHIP 5 SOUTH, RANGE 1 WEST, SALT LAKE BASE AND MERIDIAN; THENCE NORTH 66 FEET; THENCE NORTH 89°02'12" WEST 699.840 FEET; THENCE SOUTH 3° 44'02" WEST 66.080 FEET; THENCE SOUTH 89°02'12" EAST 703.943 FEET TO THE POINT OF BEGINNING.

## AS SURVEYED DESCRIPTION

BEGINNING AT A POINT WHICH IS NORTH 33.00 FEET FROM THE SOUTHWEST CORNER SECTION 21, TOWNSHIP 5 SOUTH, RANGE 1 WEST SALT LAKE BASE AND MERIDIAN AND RUNNING; THENCE NORTH 89°02'12" WEST 907.59 FEET; THENCE NORTH 03°44'00" EAST 59.50 FEET; THENCE NORTH 89°02'12" WEST 520.23 FEET; NORTH 2544.11 FEET; THENCE SOUTH 89°17'19" EAST 1434.51 FEET TO THE WEST QUARTER CORNER OF SAID SECTION; THENCE NORTH 89°10'59" 574.34 FEET; THENCE SOUTH 49°30'49" 433.45 FEET; THENCE SOUTH 61°54'28" EAST 140.45 FEET; THENCE SOUTH 2269.48 FEET; THENCE NORTH 89°10'11" WEST 1037.12 FEET TO THE POINT OF BEGINNING. CONTAINS 144.83 ACRES

## SURVEYORS CERTIFICATE

I, C. DAVID McKINNEY CERTIFY THAT I AM A PROFESSIONAL LAND SURVEYOR AS PRESCRIBED UNDER THE LAWS OF THE STATE OF UTAH AND THAT I HOLD LICENSE No. 5251295. I FURTHER CERTIFY THAT A BOUNDARY SURVEY WAS MADE OF THE PROPERTY DESCRIBED BELOW, AND THE FINDINGS OF THAT SURVEY ARE AS SHOWN HEREON.

C. DAVID McKINNEY
LICENSE No. 5251295

DATE 11/23/05

PROFESSIONAL LAND SURVEYOR C. DAVID McKINNEY No. 5251295 STATE OF UTAH

**LOCATED IN THE SOUTHWEST QUARTER & THE SOUTHEAST QUARTER OF SECTION 21 TOWNSHIP 5 SOUTH, RANGE 1 WEST SALT LAKE BASE AND MERIDIAN**

BOUNDARY + TOPOGRAPHIC SURVEY

aswm+
Architecture
Landscape Architecture
Land Planning
Engineering
Interior Design
6151 South 900 East #200
Salt Lake City, Utah 84121
Phone (801) 355-0058 Fax (801) 355-4228

PROFESSIONAL LAND SURVEYOR C. DAVID McKINNEY No. 5251295 STATE OF UTAH

# 145 Acres Pony Express
## PONY EXPRESS PARKWAY
Eagle Mountain, Utah 84043
AMSOURCE

REVISIONS:

DATE: 11/23/05

SHEET NO. C1

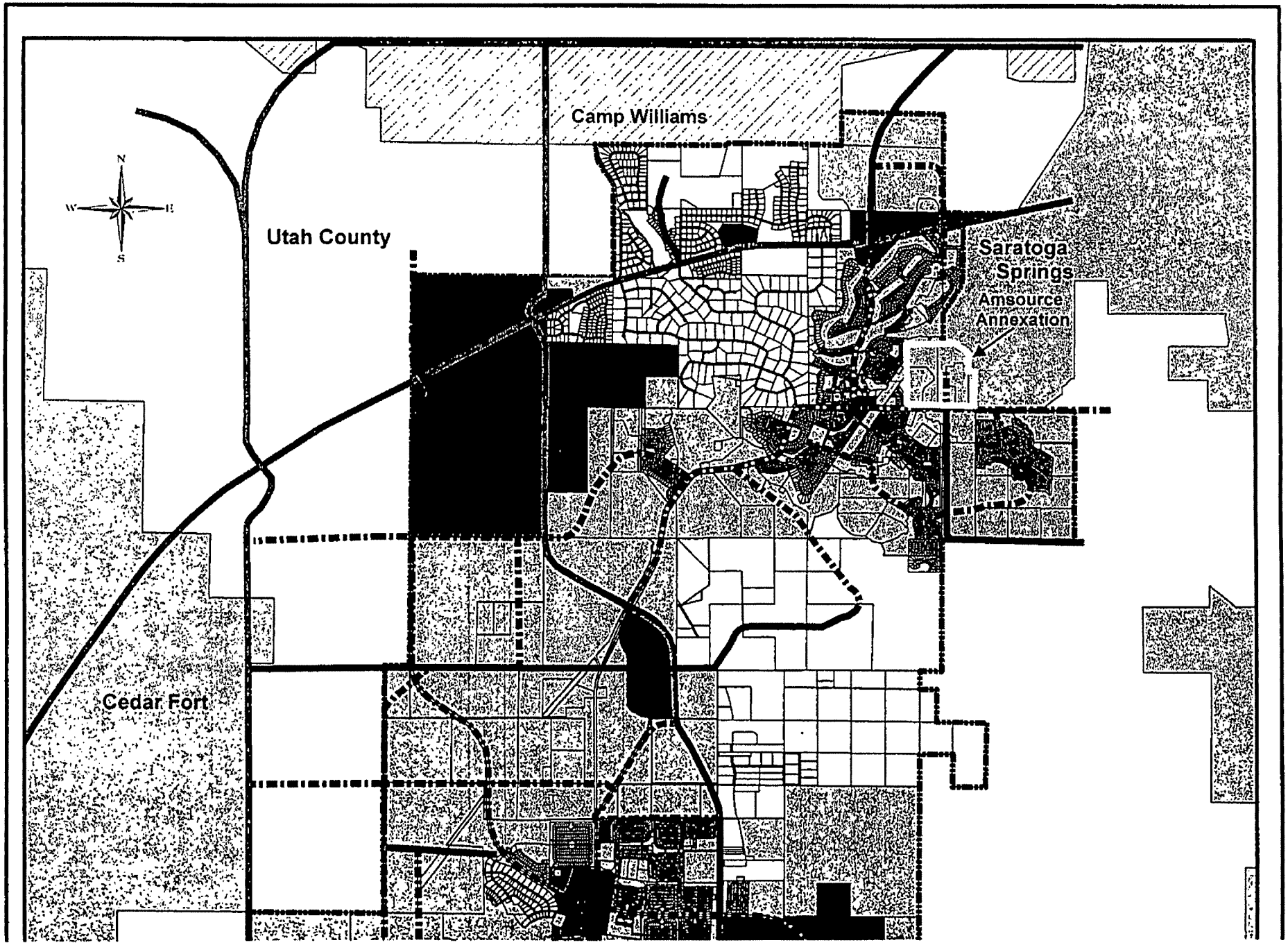
JOB# 1701

COPYRIGHT © 1/1/05
ALLEN SMITH WILKINSON & MICHOLS, INC.

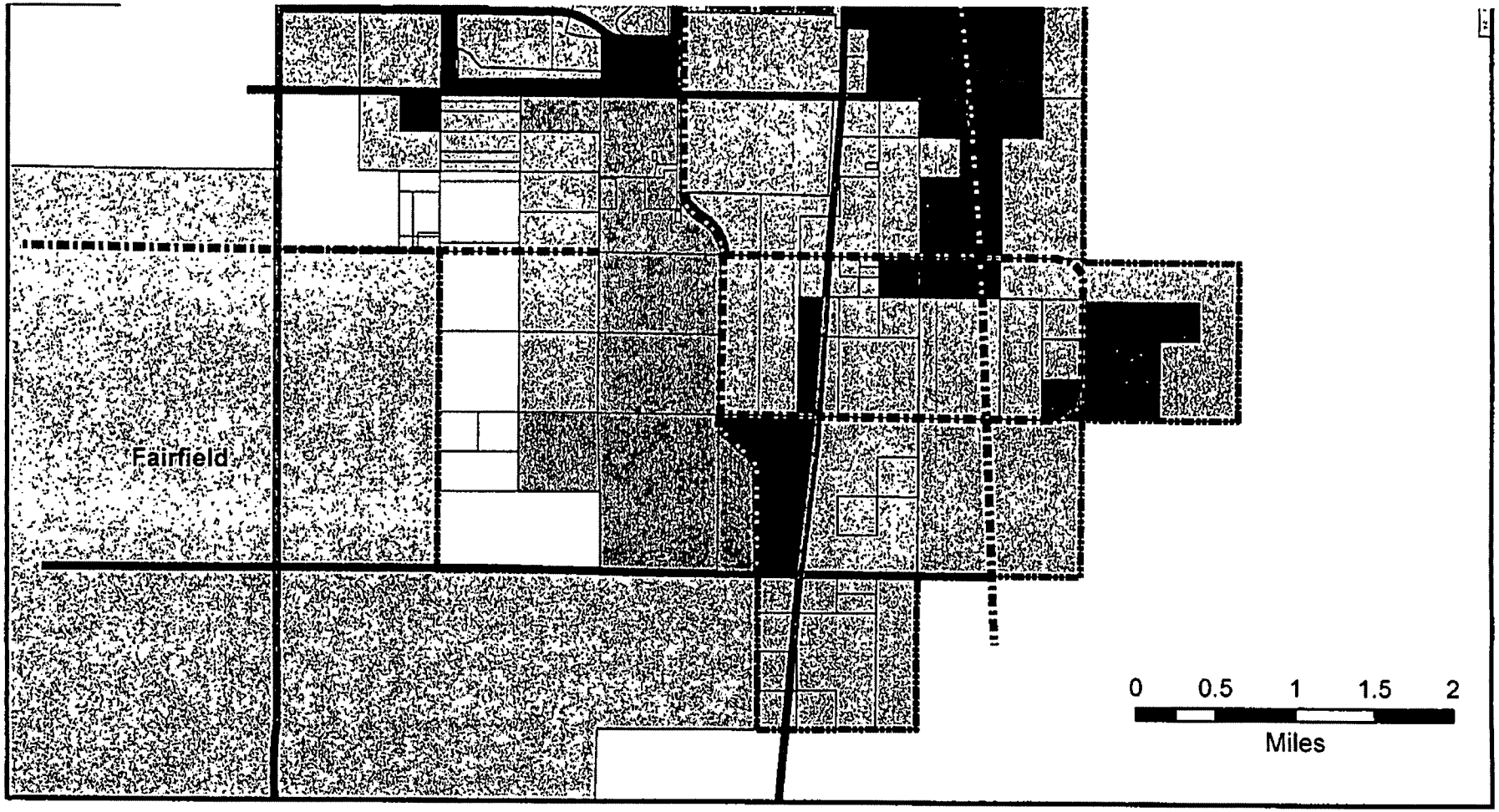
# EXHIBIT
# "B"

# Eagle Mountain City- Future Land Use and Transportation Corridors

General Plan Map 2




ENT 94190:2008 PG 9 of 10




**Future Land Uses**

- Commercial/Residential
- Agriculture
- Agricultural Protection
- Mixed Use Commercial
- Mixed Use Residential
- Rural Residential
- Airport

**Transportation Corridors**

- *Highway (206')*
- *Major Arterial (154')*
- *Minor Arterial (124')*
- *Major Collector (94')*
- *Minor Collector (76')*

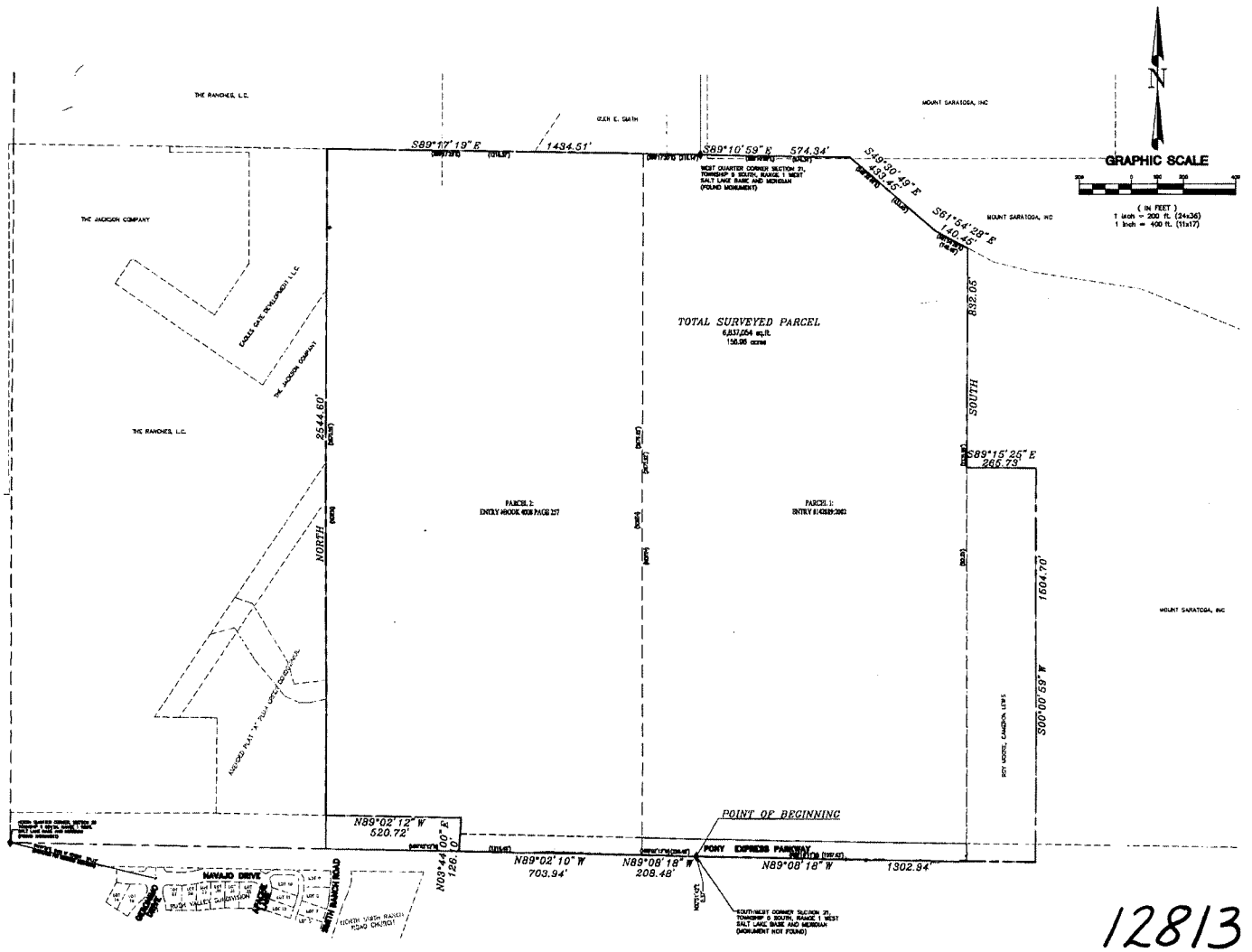
Eagle Mountain
Utah's New Frontier

*Disclaimer: Eagle Mountain City assumes no liability for direct, indirect, special, or consequential damages resulting from the use or misuse of these maps or any of the information contained herein. Portions may be copied for incidental fair use, but should not be resold*
*To all interested parties: Under the terms of a 1997 agreement between Eagle Mountain City and property owners Monte Vista Ranches and Eagle Mountain Properties the undeveloped lands and allowed land uses within the Eagle Mountain Properties Master Development may be changed at any time at the direction of Monte Vista Ranches and Eagle Mountain Properties. Inquiries concerning the Eagle Mountain Properties Master Plan should be directed to the Eagle Mountain Planning Office.*

ENT 94190:2008 PG 10 of 10

# PONY EXPRESS 145 ACRES

LOCATED IN THE SOUTHWEST QUARTER AND THE SOUTHEAST QUARTER OF SECTION 21 TOWNSHIP 5 SOUTH, RANGE 1 WEST, SALT LAKE BASE AND MERIDIAN, UTAH COUNTY, UTAH




12813

## SURVEYOR'S CERTIFICATE

I, C. DAVID McKINNEY DO HEREBY CERTIFY THAT I AM A PROFESSIONAL LAND SURVEYOR, AND THAT I HOLD CERTIFICATE NO. 5251295 AS PRESCRIBED UNDER THE LAWS OF THE STATE OF UTAH. I FURTHER CERTIFY BY AUTHORITY OF THE OWNERS, I HAVE MADE A SURVEY OF SAID TRACT OF LAND SHOWN ON THIS PLAT AND DESCRIBED BELOW, AND HAVE SUBDIVIDED SAID TRACT OF LAND INTO LOTS, STREETS, AND EASEMENTS AND THAT THE SAME HAS BEEN CORRECTLY SURVEYED AND STAKED ON THE GROUND AS SHOWN ON THIS PLAT AND THAT THIS IS TRUE AND CORRECT.

C. DAVID McKINNEY
LIC. 5251295

DATE 7/3/08

PROFESSIONAL LAND SURVEYOR C. DAVID MCKINNEY No. 5251295 STATE OF UTAH

## BOUNDARY DESCRIPTION

BEGINNING AT A POINT WHICH IS NORTH 00°51'42" EAST 0.37 FEET FROM THE SOUTHWEST CORNER SECTION 21, TOWNSHIP 5 SOUTH, RANGE 1 WEST SALT LAKE BASE AND MERIDIAN AND RUNNING; THENCE NORTH 89°08'18" WEST 208.48 FEET; THENCE NORTH 89°02'10" WEST 703.94 FEET; THENCE NORTH 03°44'00 EAST 126.10 FEET; THENCE NORTH 89°02'12" WEST 520.72 FEET; THENCE NORTH 2544.60 FEET; THENCE SOUTH 89°17'19" EAST 1434.51 FEET TO THE WEST QUARTER CORNER OF SAID SECTION; THENCE SOUTH 89°10'59" EAST 574.34 FEET; THENCE SOUTH 49°30'49" EAST 433.45 FEET; THENCE SOUTH 61°54'28" EAST 140.45 FEET; THENCE SOUTH 832.05 FEET; THENCE SOUTH 89°15'25" EAST 265.73 FEET; THENCE SOUTH 00°00'59" WEST 1504.70 FEET; THENCE NORTH 89°08'18" WEST 1302.94 FEET TO THE POINT OF BEGINNING. CONTAINS 156.98 ACRES

## ACCEPTANCE BY LEGISLATIVE BODY

THIS IS TO CERTIFY THAT WE, Eagle Mountain City HAVE RECIEVED A PETITION SIGNED BY A MAJORITY OF THE OWNERS OF THE TRACT SHOWN HEREON REQUESTING THAT SAID TRACT BE ANNEXED TO THE CITY OF Eagle Mountain AND THAT A COPY OF THE ORDINANCE HAS BEEN PREPARED FOR FILING HERE WITH ALL IN ACCORDANCE WITH THE UTAH CODE ANNOTATED (1953) 10-2-401 TO 10-2-424 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 AS THE Pony Express 145 Acres ANNEXATION.

Aug. 5, 2008

Christopher T. Trusty

John B. Ellis, City Recorder

CORPORATE SEAL

# ANNEXATION PLAT
# PONY EXPRESS 145 ACRES

LOCATED IN THE SOUTHWEST QUARTER AND THE SOUTHEAST QUARTER OF SECTION 21 TOWNSHIP 5 SOUTH, RANGE 1 WEST, SALT LAKE BASE AND MERIDIAN, UTAH COUNTY, UTAH

EAGLE MOUNTAIN CITY — UTAH COUNTY, UTAH

SCALE: 1" = 50 FEET

ENT 142689:2002 BK 4008 PG 257
RONALD E. CORRADON
UTAH COUNTY RECORDER
2002 Nov 05 10:07 am FEE 0.00 BY TB
RECORDED FOR EAGLE MOUNTAIN CITY


Surveying
Architecture
Landscape Architecture
Land Planning
Engineering
Interior Design

5151 South 900 East #200
Salt Lake City, Utah 84117
Phone (801) 269-0086 Fax (801) 269-1425

aswm+


RECORDED #

STATE OF UTAH, COUNTY OF UTAH, RECORDED AND FILED AT THE REQUEST OF

DATE _____ TIME _____ BOOK _____ PAGE _____

FEE $ _____ CLERK _____ UTAH COUNTY RECORDER

Ent 142689 Bk 4008 Pg 257

STATE OF UTAH

OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF BOUNDARY CHANGE

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 change from EAGLE MOUNTAIN, dated October 28th, 2008, complying with Section 10-1-116, 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 change, referred to above, on file with the Office of the Lieutenant Governor pertaining to EAGLE MOUNTAIN, located in Utah County, State of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 10th day of November, 2008 at Salt Lake City, Utah.

Gary R Herbert

GARY R. HERBERT
Lieutenant Governor

Eagle Mountain
Utah's New Frontier

**Heather Jackson**
*Mayor*

October 27, 2008

Received
NOV 03 2008
Gary R. Herbert
Lieutenant Governor

Utah State Lt. Governor's Office
P.O. Box 140760
State Office Building, Room 1160
Salt Lake City, UT 84114

**Re: Notice of the Scenic Mountain Boundary Adjustment between Eagle Mountain City, Utah County, Utah and the City of Saratoga Springs, Utah County, Utah**

Honorable Lt. Governor:

Please find enclosed (one) original and (one) copy of Articles of Amendment to the Articles of Incorporation for Eagle Mountain City, Utah County, Utah. The Boundary Adjustment Ordinance has been recorded as provided by law with the Utah County Recorder and the Notice of Boundary Change Pursuant to Utah Code ANN. §10-1-116 will be filed with the Utah State Tax Commission when received back from your office.

If you have any questions concerning the Notice of the Scenic Mountain Boundary Adjustment provided herein, please contact my office.

Very truly yours,

EAGLE MOUNTAIN CITY

Fionnuala B. Kofoed
City Recorder

Enclosures (as stated)

*1650 E. Stagecoach Run, Eagle Mountain, UT 84005*
*Telephone (801) 789-6600 Fax (801) 789-6648*

# ARTICLES OF AMENDMENT
# TO THE
# ARTICLES OF INCORPORATION
# FOR
# EAGLE MOUNTAIN CITY, UTAH

The undersigned Mayor of Eagle Mountain City, pursuant to the provisions of Utah Code Ann. §10-2-425, hereby verifies and submits these Articles of Amendment to the Articles of Incorporation of Eagle Mountain City.

The area described on Exhibit A attached hereto and by this reference incorporated herein has been included within the municipal boundaries of Eagle Mountain City pursuant to a boundary adjustment with the City of Saratoga Springs and the area is part of the municipality of Eagle Mountain City.

The undersigned hereby certifies that the execution of the amended Articles has been approved by the City Council of Eagle Mountain City, Utah.

Dated this 28th day of October, 2008.

EAGLE MOUNTAIN CITY, UTAH

ATTEST:

Fionnuala Kofoed, City Recorder

Heather Anne Jackson, Mayor

CORPORATE SEAL
Eagle Mountain
EST. 1996
STATE OF UTAH

00034746.DOC
1/14/08 8225.72

**EXHIBIT "A"**
**ANNEXATION**
**BOUNDARY DESCRIPTION**

Beginning at a point located North 89°00'48" West along Section line 1849.57 feet and North 70.53 feet from the South quarter corner of Section 16, Township 5 South, Range 1 West, Salt Lake Base and Meridian; thence North 78°10'00" East along State Road 73 a distance of 1664.82; thence South 33°57'46" West 2934.11 feet to the point of beginning. Acres 39.092 (58:033:0154, 58:033:0210, 58:033:0283, and 58:033:0285) less and excepting lands located within Eagle Mountain City.

**CERTIFICATION OF ORDINANCE**
**PURSUANT TO UTAH CODE ANN. §10-2-425**

I hereby certify that the attached ordinance with respect to a boundary adjustment (together with the plat) is true and correct and was duly adopted by the City Council of Eagle Mountain, Utah.

Dated this 23rd day of October, 2008.

Fionnuala B. Kofoed

Fionnuala Kofoed City Recorder

STATE OF UTAH )
)ss.
COUNTY OF UTAH )

**SUBSCRIBED AND SWORN** to before me this 23rd day of October, 2008, by Fionnuala Kofoed, City Recorder, of Eagle Mountain City, Utah.

Melanie A Lahman

Notary Public
Residing at Eagle Mountain, Utah

00034744.DOC
1/14/08 8125.01

# EXHIBIT
# A

ENT 115312:2008 PG 1 of 3
RANDALL A. COVINGTON
UTAH COUNTY RECORDER
2008 Oct 23 2:26 pm FEE 0.00 BY ED
RECORDED FOR EAGLE MOUNTAIN CITY

**ORDINANCE NO. 0-28-2008**

# AN ORDINANCE ADJUSTING THE COMMON BOUNDARIES BETWEEN THE CITY OF SARATOGA SPRINGS AND EAGLE MOUNTAIN CITY AND PROVIDING FOR AN EFFECTIVE DATE

## PREAMBLE

The City Council of Eagle Mountain City finds that, *Utah Code Ann.* § 10-2-419 establishes a procedure for adjustment of the common boundaries between adjacent municipalities.

The City of Saratoga Springs shares certain common boundaries with Eagle Mountain City and the City of Saratoga Springs and Eagle Mountain City have each received a request from the owner of real property within the City of Saratoga Springs but contiguous to Eagle Mountain City that the owner's property be transferred from the municipal jurisdiction of the City of Saratoga Springs to Eagle Mountain City.

The City Council of Eagle Mountain City approved Resolution No. R 25-2008 on August 19, 2008 stating its intent to adjust its common boundary with the City of Saratoga Springs.

The City Council of Eagle Mountain City received no written protests to the proposed boundary adjustment by the deadline for receiving written protests, and held a public hearing on October 21, 2008 to consider approving the proposed boundary adjustment and received public comment on the proposed boundary adjustment.

The required public hearing was advertised as required by *Utah Code Ann.* § 10-2-419 and no protests were received by the Eagle Mountain City protesting the proposed boundary adjustment.

The proposed boundary adjustment is in the public interest.

BE IT ORDAINED BY THE CITY COUNCIL OF EAGLE MOUNTAIN CITY:

1. The City Council acknowledges receipt of a written request from the owner of the real property hereinafter described requesting that its property be transferred from the municipal jurisdiction of the City of Saratoga Springs and annexed to Eagle Mountain City in accordance with the terms of *Utah Code Ann.* § 10-2-419. The legal description of the land to be removed from the municipal jurisdiction of the City of Saratoga Springs and annexed to Eagle Mountain City is set forth below:

> Beginning at a point located North 89°00'48" West along Section line 1849.57 feet and North 70.53 feet from the South quarter corner of Section 16, Township 5 South, Range 1 West, Salt Lake Base and Meridian; thence North 78°10'00" East along State Road 73 a distance of 1664.82; thence South 33°57'46" West 2934.11 feet to the point of beginning



COPY

Acres 39.092 (58:033:0154, 58:033:0210, 58:033:0283, and 58:033:0285) less and excepting lands located within Eagle Mountain City.

2. The City Council of Eagle Mountain City takes notice of the enactment of an Ordinance by the City Council of the City of Saratoga Springs approving the proposed boundary adjustment to include the land described in paragraph 1 above within Eagle Mountain City. The municipal boundary of Eagle Mountain City is hereby extended to annex the land described in paragraph 1. The Mayor, Recorder and staff of Eagle Mountain City are hereby authorized to execute and file such notices, amended articles of incorporation, maps and all documents required under the provisions of Section 10-2-425, Utah Code, to complete the boundary adjustment and annexation of the land described in paragraph 1 to Eagle Mountain City.

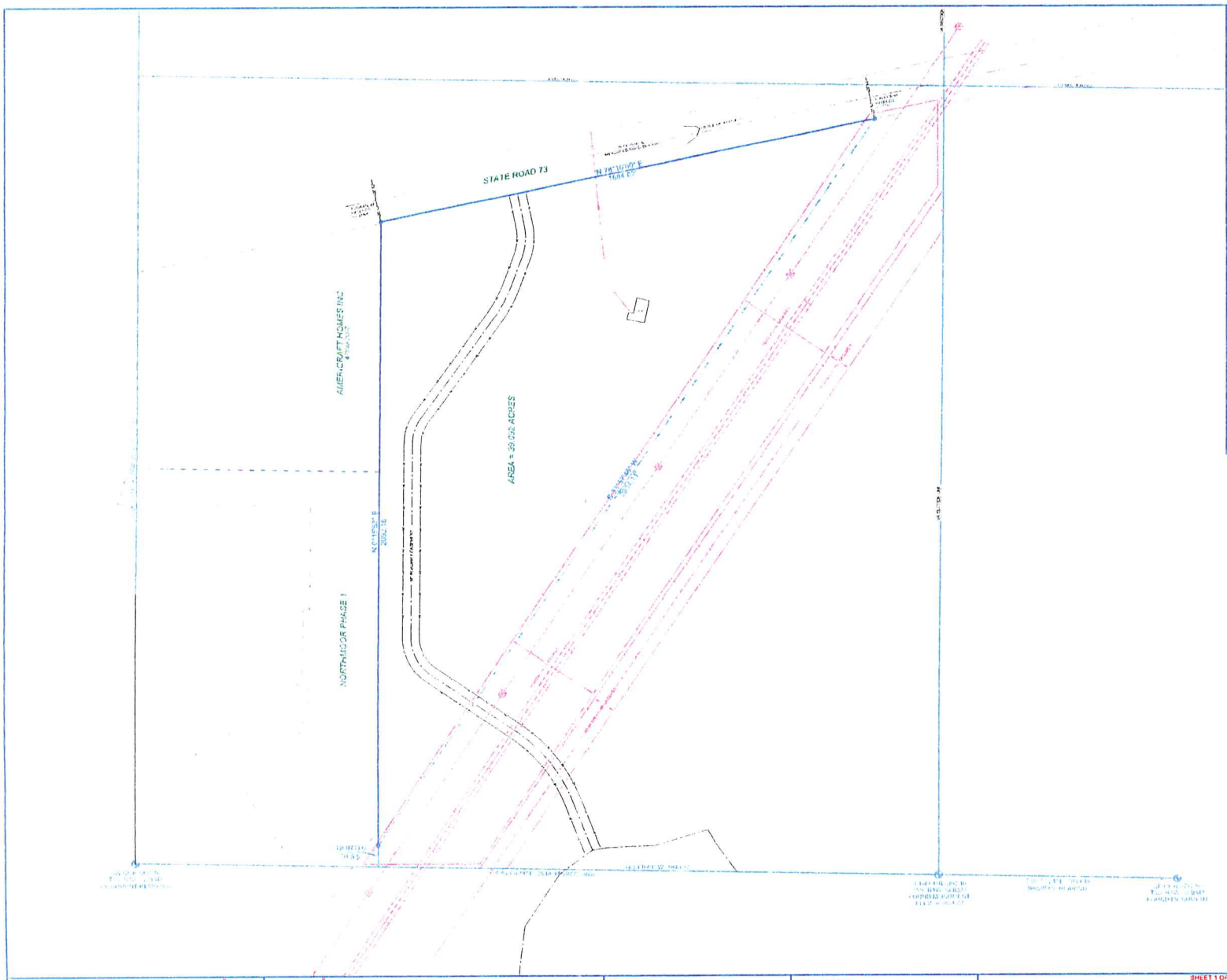
3. This ordinance shall take effect upon its passage and after being posted or published as required by law.

Adopted this 21st day of October, 2008.

Mayor Heather Jackson

Attest:
Fionnuala B. Kofoed,
Eagle Mountain City Recorder

CORPORATE SEAL
Eagle Mountain
EST. 1996
STATE OF UTAH




## PROPERTY DESCRIPTION

Beginning at a point located North 89°06'46" West along Section line 1649.57 feet and North 70.52 feet from the South quarter corner of Section 16, Township 5 South, Range 1 West, Salt Lake Base and Meridian; thence North 00°16'59" East partially along the east boundary of Northmoor Subdivision Phase 1 a distance of 2092.18 feet; thence North 78°10'00" East along State Road 73 a distance of 1684.82'; thence South 33°07'46" West 2934.11 feet to the point of beginning. Area = 39.092 Acres

## NARRATIVE

The Basis of Bearing for this survey is South 88°57'24" East from the South quarter corner of Section 16, Township 5 South, Range 1 West, Salt Lake Base and Meridian to the Southeast corner of Section 16. Both monuments were found as shown on county tie sheets. The Southwest corner of Section 16 was not found. The parcel borders a subdivision on the West side, a roadway along the northerly side and gas and power easements along the easterly side. The easterly boundary was determined by an extension of a parcel description which runs along the physical boundary of a 50' wide gas easement. The UDOT survey of SR 73 was done in 1945. In a discussion with UDOT, it was noted that even though the roadway may not follow recorded bearings, the centerline of their 150 foot easement follows the centerline of the existing roadway. The roadway is straight for about 11,660 feet with roughly 3,650 feet to the west of the subject property and 8,760 feet to the east. The edge of the existing asphalt was located along this entire stretch to best determine the centerline of the existing road.

## SURVEYOR'S CERTIFICATION

I David V. Thomas, do hereby certify that I am a Registered Land Surveyor, licensed to practice in the State of Utah, holding license number 163947, and that in March 2008, I made a survey of the property described on this plat.

This survey was made in conformity with generally accepted local surveying practices. It does not guarantee title to the lines set, nor purport to show all easement of record nor is it proof of ownership.

PROFESSIONAL LAND SURVEYOR
No. 163947
DAVID V. THOMAS
STATE OF UTAH

DATE | DAVID V. THOMAS RLS NO. 163947 | SURVEYOR'S SEAL

ENT 115312:2008 PG 3 of 3

| REVISIONS | DATE |
|---|---|
| IDENTIFY S.R. 73 ROAD AND REVISE BOUNDARY ALONG ROAD | [illegible] |

SURVEY TYPE: BOUNDARY SURVEY

ADDRESS: 12535 HIGHWAY 71

CITY: EAGLE MOUNTAIN | COUNTY: UTAH | STATE: UTAH

PREPARED BY: AZTEC ENGINEERING INC. 401 NORTH 450 WEST GREM, UTAH 84057 (801) 224-7300

PREPARED FOR: SAGE GROUP 1305 N. COMMERCE DRIVE, SUITE 210 SARATOGA SPRINGS, UT 84044

SHEET 1 OF 1

SCENIC MOUNTAIN PARCEL

LOCATED IN THE SW 1/4 OF SECTION 16
TOWNSHIP 5 SOUTH, RANGE 1 WEST, SALT LAKE BASE & MERIDIAN

| | |
|---|---|
| DATE: | MAR. 18, 2008 |
| SCALE: | 1"=150' |
| DRAFTED BY: | A.D.T. |
| TRACING NO.: | S-1480 |

**NOTICE OF BOUNDARY CHANGE**
**PURSUANT TO UTAH CODE ANN. §10-1-116**

Pursuant to the provisions of Utah Code Ann. §10-1-116, notice is hereby given of a boundary change for Eagle Mountain City. The attached boundary adjustment ordinance and plat (Exhibit "A") describes the land added to Eagle Mountain City. Further, I hereby certify that all necessary legal requirements to complete the annexation have been completed.

Dated this 28th day of October, 2008.

EAGLE MOUNTAIN CITY

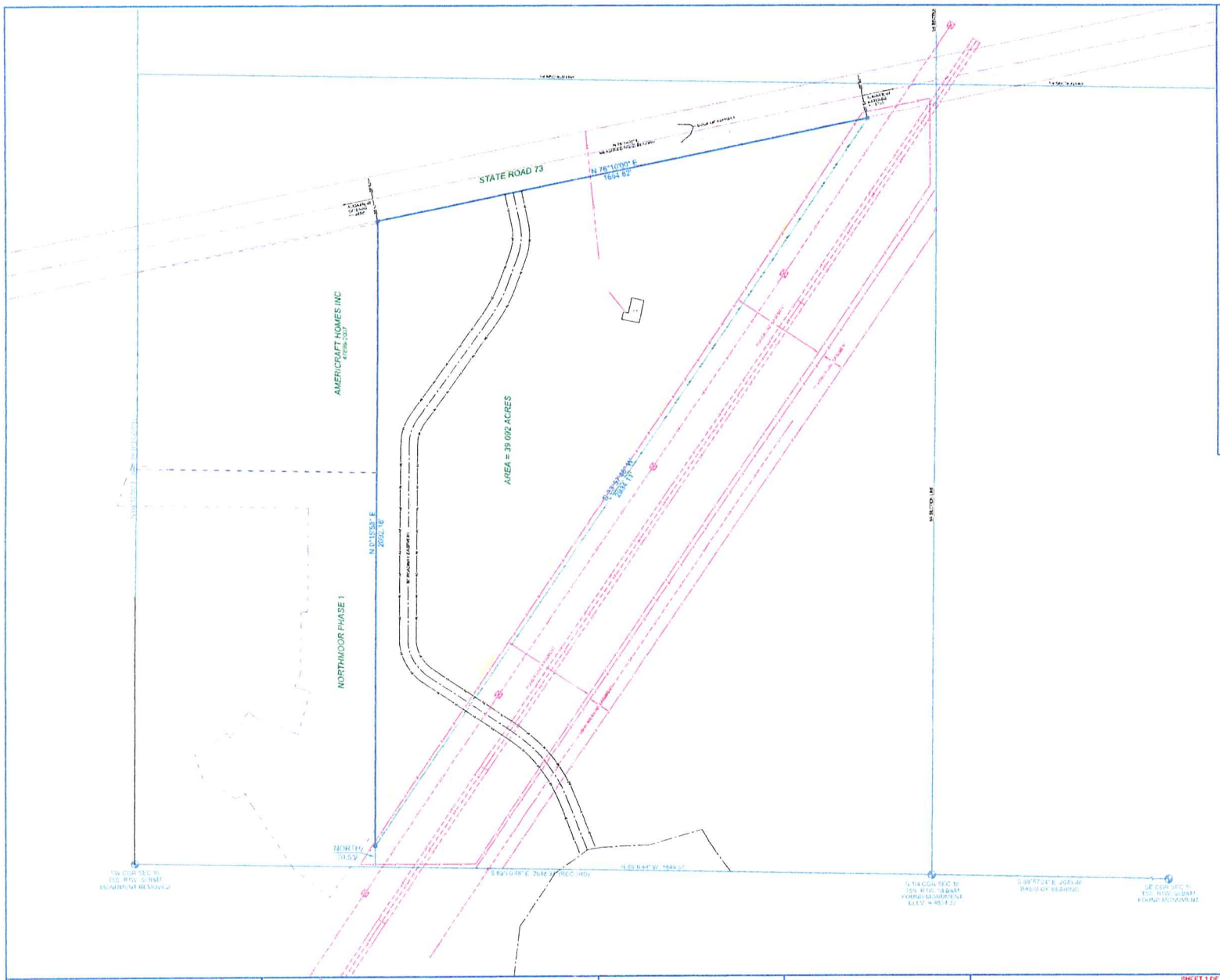
Heather Anne Jackson, Mayor

00034748.DOC
1/14/08 8125.01

# EXHIBIT
# A

**Legal Description:**

Beginning at a point located North 89°00'48" West along Section line 1849.57 feet and North 70.53 feet from the South quarter corner of Section 16, Township 5 South, Range 1 West, Salt Lake Base and Meridian; thence North 78°10'00" East along State Road 73 a distance of 1664.82; thence South 33°57'46" West 2934.11 feet to the point of beginning. Acres 39.092 (58:033:0154, 58:033:0210, 58:033:0283, and 58:033:0285) less and excepting lands located within Eagle Mountain City.




## PROPERTY DESCRIPTION

Beginning at a point located North 89°06'46" West along Section line 1849.57 feet and North 70.53 feet from the South quarter corner of Section 16, Township 5 South, Range 1 West, Salt Lake Base and Meridian: thence North 00°55'58" East partially along the east boundary of Northmoor Subdivision Phase 1 a distance of 2602.18 feet; thence North 76°10'00" East along State Road 73 a distance of 1684.82; thence South 33°57'46" West 2934.11 feet to the point of beginning.
Area = 39.092 Acres

## NARRATIVE

The Basis of Bearing for this survey is South 89°57'24" East from the South quarter corner of Section 16, Township 5 South, Range 1 West, Salt Lake Base and Meridian to the Southeast corner of Section 16. Both monuments were found as shown on county tie sheets. The Southwest corner of Section 16 was not found. The parcel borders a subdivision on the West side, a roadway along the northerly side and gas and power easements along the easterly side. The easterly boundary was determined by an extension of a parcel description which runs along the physical boundary of a 50' wide gas easement. The UDOT survey of SR 73 was done in 1946. In a discussion with UDOT, it was noted that even though the roadway may not follow recorded bearings, the centerline of their 150 foot easement follows the centerline of the existing roadway. The roadway is straight for about 11,000 feet with roughly 3,650 feet to the west of the subject property and 5,700 feet to the east. The edge of the existing asphalt was located along this entire stretch to best determine the centerline of the existing road.

## SURVEYOR'S CERTIFICATION

I David V. Thomas, do hereby certify that I am a Registered Land Surveyor, licensed to practice in the State of Utah, holding license number 163947, and that in March 2009, I made a survey of the property described on this plat.

This survey was made in conformity with generally accepted local surveying practices. It does not guarantee title to the lines set, nor purport to show all easement of record nor is it proof of ownership.

PROFESSIONAL LAND SURVEYOR
No. 163947
DAVID V. THOMAS
STATE OF UTAH

| DATE | DAVID V. THOMAS<br>RLS NO. 163947 | SURVEYOR'S SEAL |
|---|---|---|

150 75 0 150 300 450

Scale 1" = 150'

| REVISIONS | DATE |
|---|---|
| IDENTIFY S.R. 73 R.O.W. AND REVISE BOUNDARY ALONG ROAD | 07/09 |

SURVEY TYPE: **BOUNDARY SURVEY**

ADDRESS: 12559 HIGHWAY 73
CITY: EAGLE MOUNTAIN | COUNTY: UTAH | STATE: UTAH

PREPARED BY: AZTEC ENGINEERING, INC.
431 NORTH 450 WEST
OREM, UTAH 84057
(801) 224-7300

PREPARED FOR: SADE GROUP
1305 N. COMMERCE DRIVE, SUITE 210
SARATOGA SPRINGS, UT 84045

SHEET 1 OF 1

# SCENIC MOUNTAIN PARCEL

LOCATED IN THE SW 1/4 OF SECTION 16
TOWNSHIP 5 SOUTH, RANGE 1 WEST, SALT LAKE BASE & MERIDIAN

| | |
|---|---|
| DATE: | MAR. 13, 2009 |
| SCALE: | 1"=150' |
| DRAFTED BY: | A.D.T. |
| TRACING NO.: | S-1450 |

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 the HIGHLAND CITY, dated February 5th, 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 the HIGHLAND CITY, located in Utah County, State of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 2nd day of April, 2008 at Salt Lake City, Utah.

GARY R. HERBERT
Lieutenant Governor

Highland City ← M
5378 W. 10400 N.
Highland, Ut
84003

ENT 31164:2008 PG 1 of 2
RANDALL A. COVINGTON
UTAH COUNTY RECORDER
2008 Mar 17 3:24 pm FEE 0.00 BY SS
RECORDED FOR HIGHLAND CITY

# ORDINANCE NO. O-2008-04

## AN ORDINANCE ANNEXING AN AREA OF 24.6 ACRES COMMONLY KNOWN AS THE FRED BUHLER ANNEXATION AND AMENDING THE ARTICLES OF INCORPORATION OF HIGHLAND CITY

WHEREAS, on the 5th day of February, 2008, the City Council of Highland, Utah, according to the law, approved the annexation of certain territory contiguous to the boundary of said City; and

WHEREAS, the laws of the State of Utah provide that the Articles of Incorporation of the City be amended with respect to its geographical description by adding thereto the territory so annexed;

WHEREAS, all public hearings and notices have been completed as a prerequisite to amending the General Plan of the City to include the annexed property and to zone the land proposed for annexation for residential use;

WHEREAS, the City may establish a zone designation at the time of annexation pursuant to Utah Code Section 10-9-406;

NOW, THEREFORE, be it ordained by the City Council of Highland, Utah, that:

1. The Articles of Incorporation of the City are hereby amended with respect to the geographical description of the City found therein by adding thereto the following described annexed territory.

> Beginning at a point located North 89°59'15" East along section line 711.92 feet and South 30.03 feet from the North quarter corner of Section 2, Township 5 South, Range 1 East, Salt Lake Base and Meridian; thence along the existing Highland City Boundary the following four courses and distances: 1) North 89°59'14" East 623.36 feet, 2) South 1303.05 feet, and 3) South 89°48'00" West 1085.28 feet, and 4) North 544.02 feet; thence North 89°29'00" East 443.78 feet to a fence line; thence along said fence line and a boundary line agreement (Entry #39493:2005) the following five courses and distances: 1) North 01°31'28" East 122.40 feet 2) North 01°15'20" East 237.32 feet, 3) North 00°08'18" East 165.53 feet, 4) North 02°18'38" East 230.75 feet, and 5) North 2.97 feet to the point of beginning. An area containing 24.6182 acres.

2. The newly annexed territory shall all have the zone designation of R-1-40. Highland City is a City of the Fourth Class as defined in Utah Code Annotated, Sec. 10-2-301(2)(d) having a population of more than 10,000 or more but less than 30,000 inhabitants.

Received

MAR 2 4 2008

Gary R. Herbert
Lieutenant Governor

mapsent 3-25-08

3. A certified copy of this Ordinance and an original plat describing the property so annexed, shall be filed with the Utah County Recorder within thirty (30) days after the date this Ordinance is adopted.

4. Amended Articles of Incorporation shall be filed with the Utah Lieutenant Governor's office as required by law.

5. A certified copy of this Ordinance, an original plat describing the property annexed and a Notice of Annexation pursuant to Utah Code Ann. §10-1-116, shall be filed with the Utah State Tax Commission within forty-five (45) days after the date this Ordinance is adopted.

6. This Ordinance shall be effective on the date of its first posting or publication, whichever occurs first.

7. The Mayor or the designee of the Mayor is authorized to notify and implement this annexation with respect to local, county and state governmental entities.

ADOPTED by the City Council of Highland City, Utah, this 5th day of February, 2008.

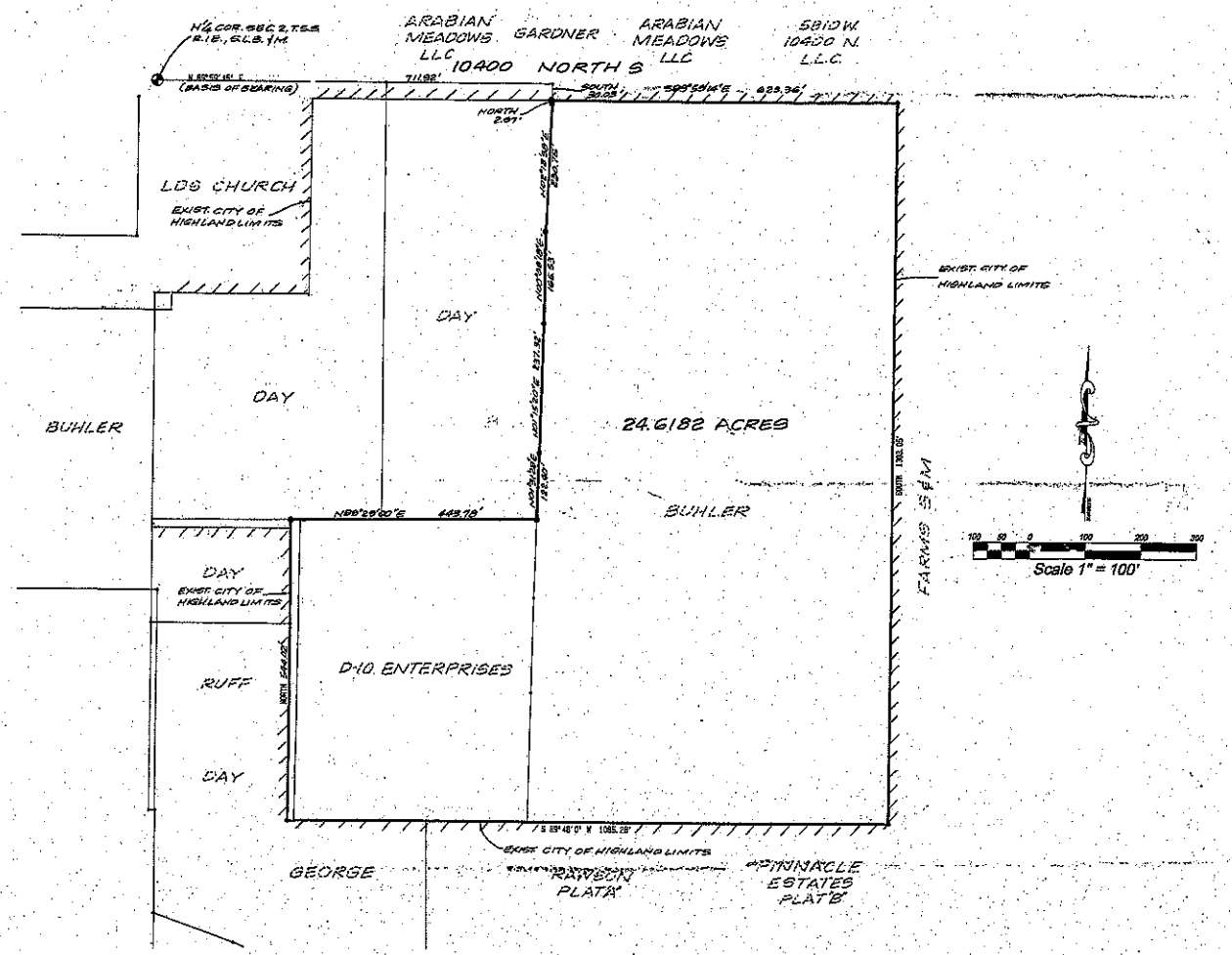
HIGHLAND CITY CORPORATE SEAL STATE OF UTAH

HIGHLAND CITY, UTAH

By: _____
Jay Franson, Mayor

ATTEST:

_____
Gina Peterson, City Recorder




## SURVEYOR'S CERTIFICATE

I, Aaron D. THOMAS, DO HEREBY CERTIFY THAT I AM A REGISTERED LAND SURVEYOR AND THAT I HOLD CERTIFICATE # 163947 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 HIGHLAND CITY, UTAH COUNTY, UTAH.

## BOUNDARY DESCRIPTION

Beginning at a point located North 89°59'15" East along section line 711.92 feet and South 30.03 feet from the North quarter corner of Section 2, Township 5 South, Range 1 East, Salt Lake Base and Meridian; thence along the existing Highland City Boundary the following four courses and distances: 1) North 89°59'14" East 623.36 feet, 2) South 1303.05 feet, and 3) South 89°48'00" West 1085.28 feet, and 4) North 544.02 feet thence North 89°29'00" East 443.78 feet to a fence line; thence along said fence line and a boundary line agreement (Entry #39493:2005) the following five courses and distances: 1) North 01°31'28" East 122.40 feet, 2) North 01°15'20" East 237.32 feet, 3) North 00°08'18" East 165.53 feet, 4) North 02°18'38" East 230.75 feet, and 5) North 2.97 feet to the point of beginning.

CONTAINS 24.6182 ACRES

SURVEYOR

3-4-08
DATE

PROFESSIONAL LAND SURVEYOR NO. 163947 AARON D. THOMAS 3-4-08 STATE OF UTAH

SURVEYOR'S SEAL

## ACCEPTANCE BY LEGISLATIVE BODY

THIS IS TO CERTIFY THAT WE, The City Council of Highland City HAVE RECEIVED A PETITION SIGNED BY A MAJORITY OF THE OWNERS OF THE TRACT SHOWN HEREON REQUESTING THAT SAID TRACT BE ANNEXED TO THE CITY OF Highland AND THAT A COPY OF THE ORDINANCE HAS BEEN PREPARED FOR FILING HEREWITH ALL IN ACCORDANCE WITH THE UTAH CODE ANNOTATED (1953) 10-2-401 TO 10-2-424 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 AS THE Buhler ANNEXATION.

DATED THIS 5 DAY OF February A.D. 20 08

Jay W Franson, Mayor

HIGHLAND CITY CORPORATE SEAL STATE OF UTAH

ATTEST: RECORDER

RECORDER'S SEAL

# ANNEXATION PLAT

ENT 31163:2008 BK 5470 PG 1
RANDALL A. COCHRANE
UTAH COUNTY RECORDER
2008 Feb 13 3:59 pm FEE 0.00 BY CD
RECORDED FOR HIGHLAND CITY

# FRED BUHLER ANNEXATION

HIGHLAND CITY, UTAH COUNTY, UTAH

SCALE 1" = 100 FEET

12673

Sec 2 T5S R1E TO HHS DA

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 LEHI CITY, dated June 12th, 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 LEHI CITY, located in Utah County, State of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 14th day of May, 2008 at Salt Lake City, Utah.

GARY R. HERBERT
Lieutenant Governor

LEHI CITY
PLANNING DEPT.
99 WEST MAIN, STE. # 100
LEHI, UTAH 84043

ENT 54900:2008 PG 1 of 3
RANDALL A. COVINGTON
UTAH COUNTY RECORDER
2008 May 08 4:13 pm FEE 0.00 BY EO
RECORDED FOR LEHI CITY

LEHI CITY

ORDINANCE NO. 06-12-07.37

AN ORDINANCE APPROVING THE ANNEXATION OF
THE WINFORD GRAY ANNEXATION TO LEHI CITY

WHEREAS, the Lehi City Council has adopted a resolution of intent to annex real property known as the Winford Gray Annexation, located at approximately 2300 West 700 South and further identified by Exhibit "A" pursuant to the provisions of Section 10-2-418 of the Utah Code; and

WHEREAS, the Lehi City Council conducted a public hearing on the 12th day of June, 2007, after having published notice as also required by Section 10-2-418 of the Utah Code; and

WHEREAS, the Lehi City Council noted that there were no protests filed to defeat the annexation as required by Section 10-2-418 of the Utah Code.

NOW, THEREFORE, IT IS ORDAINED BY THE CITY COUNCIL OF LEHI CITY, UTAH, AS FOLLOWS:

Section 1. The Lehi City Council finds that the proposed annexation of the Winford Gray property as more fully described on the transparent reproducible Annexation Plat and the attached Exhibit "A", in the judgment of Lehi City, meets the standards set forth in Section 10-2-418 of the Utah Code.

Section 2. The area as specifically described in the Annexation Plat is hereby annexed to Lehi City, subject to compliance with the terms and provisions of the Annexation Agreement, a copy of which is attached hereto.

Section 3. Pursuant to Utah Code Ann. §10-9-406, the City Council hereby assigns the R-1-12 and TH-5 zoning district designations to the territory depicted on the Annexation Plat which is being annexed to Lehi City by this ordinance, and further directs that the Official Zoning District Map of Lehi City be amended to show the area as part of Lehi City with the new zoning district designations.

Section 4. The City Recorder is hereby directed to file the transparent reproducible Annexation Plat, together with a certified copy of this ordinance in the office of the Utah County Recorder, when all Provisions of the Annexation Agreement have been complied with which are conditions precedent to the Annexation.

Section 5. This ordinance shall become effective following subsequent publication as provided by law. However, this ordinance shall not become effective and the mayor shall not be authorized to sign the same until all conditions and requirements of the annexation agreement have been completed which were conditions precedent to the approval of this annexation.

**PASSED AND ADOPTED by the Lehi City Council this 12th day of June, 2007.**

**HOWARD H. JOHNSON, Mayor**

**VOTING BY THE CITY COUNCIL:**

**ATTEST:**
**CONNIE J. ASHTON, City Recorder**
**Lehi City, Utah**

# SURVEYOR'S CERTIFICATE

I HEREBY CERTIFY THAT THIS IS A TRUE AND ACCURATE MAP OF THE TRACT OF LAND TO BE ANNEXED TO LEHI CITY, UTAH COUNTY, UTAH

COMMENCING AT A POINT LOCATED SOUTH 00°09'31" EAST 552.53 FEET ALONG THE SECTION LINE AND EAST 244.91 FEET FROM THE WEST QUARTER CORNER OF SECTION 18, TOWNSHIP 5 SOUTH, RANGE 1 EAST, SALT LAKE BASE AND MERIDIAN

| COURSE | DISTANCE | REMARKS |
|---|---|---|
| S 89°43'00" E | 1387.62' | ALONG THE SOUTH LINE OF THE CROSSMAN ANNEXATION |
| | | TO THE WEST LINE OF THE FRANDSEN ANNEXATION. |
| S 00°23'23" W | 335.83' | ALONG THE WEST LINE OF THE FRANDSEN ANNEXATION. |
| S 89°43'34" E | 2.01' | ALONG THE SOUTH LINE OF THE FRANDSEN ANNEXATION. |
| SOUTH | 339.05' | ALONG THE WEST LINE OF THE LEHI FARMS ANNEXATION. |
| S 89°35'15" E | 283.25' | ALONG THE LEHI FARMS ANNEXATION. |
| S 65°07'04" E | 396.15' | ALONG THE LEHI FARMS ANNEXATION. |
| NORTH | 23.73' | ALONG THE LEHI FARMS ANNEXATION. |
| S 65°07'09" E | 363.66' | ALONG THE LEHI FARMS ANNEXATION. |
| S 65°05'43" E | 4.63' | |
| SOUTH | 42.12' | |
| WEST | 334.11' | |
| NORTH | 7.84' | |
| N 89°20'55" W | 642.66' | |
| SOUTH | 5.73' | |
| N 89°26'28" W | 314.14' | ALONG THE LEHI FARMS ANNEXATION. |
| N 00°18'38" E | 2.89' | |
| N 89°22'35" W | 388.79' | ALONG THE HANCOCK/WARD AND BARBER ANNEXATIONS. |
| S 00°01'19" W | 3.32' | |
| N 89°26'18" W | 627.42' | ALONG THE NORTH LINE OF THE NEWTON ANNEXATION. |
| N 00°00'06" E | 384.98' | ALONG THE LEHI WEST CROSSROADS ANNEXATION. |
| N 89°11'46" W | 50.72' | ALONG THE LEHI WEST CROSSROADS ANNEXATION. |
| N 00°35'31" W | 615.72' | TO THE POINT OF BEGINNING. |
| | | |
| | | ANNEXATION AREA CONTAINS 36.48 ACRES. |

Travis Trane

SURVEYOR

May 1, 2008

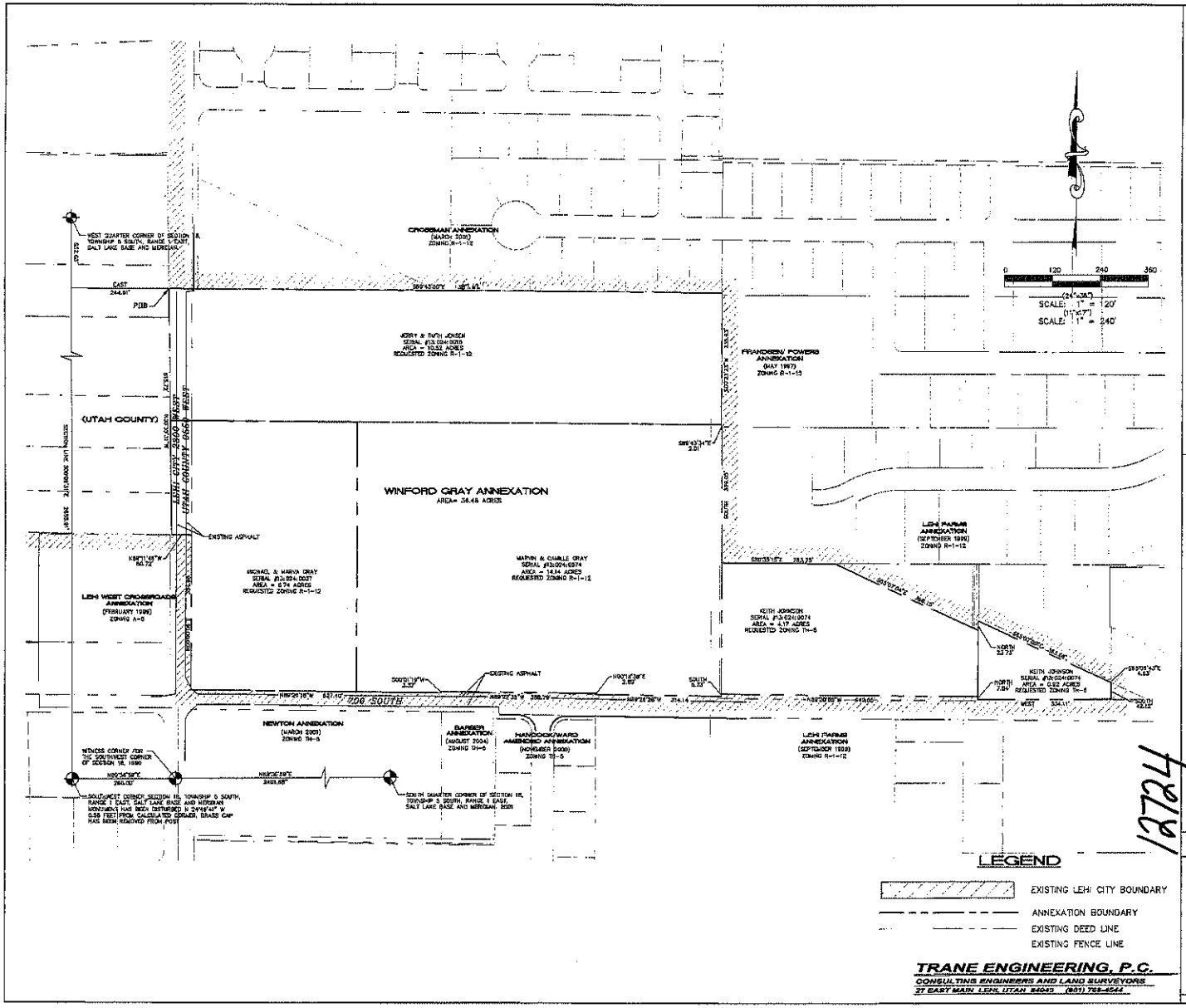
DATE

LICENSED LAND SURVEYOR
No. 5152741
TRAVIS TRANE
STATE OF UTAH

SURVEYOR'S SEAL

# ACCEPTANCE BY LEGISLATIVE BODY

THIS IS TO CERTIFY THAT WE, THE UNDERSIGNED LEHI CITY COUNCIL HAVE ADOPTED A RESOLUTION OF ITS INTENT TO ANNEX THE TRACT OF LAND SHOWN HEREIN AND SUBSEQUENTLY ADOPTED AN ORDINANCE ANNEXING SAID TRACT INTO LEHI CITY, UTAH AND THAT A COPY OF THE ORDINANCE HAS BEEN PREPARED FOR




**TRANE ENGINEERING, P.C.**
CONSULTING ENGINEERS AND LAND SURVEYORS
27 EAST MAIN LEHI, UTAH 84043 (801) 768-4044

## SURVEYOR'S CERTIFICATE

I HEREBY CERTIFY THAT THIS IS A TRUE AND ACCURATE MAP OF THE TRACT OF LAND TO BE ANNEXED TO LEHI CITY, UTAH COUNTY, UTAH

COMMENCING AT A POINT LOCATED SOUTH 00°08'31" EAST 552.53 FEET ALONG THE SECTION LINE AND EAST 244.91 FEET FROM THE WEST QUARTER CORNER OF SECTION 18, TOWNSHIP 5 SOUTH, RANGE 1 EAST, SALT LAKE BASE AND MERIDIAN

| COURSE | DISTANCE | REMARKS |
|---|---|---|
| S 89°43'00" E | 1387.82' | ALONG THE SOUTH LINE OF THE CROSSMAN ANNEXATION |
| S 00°23'23" W | 135.83' | TO THE WEST LINE OF THE FRANDSEN ANNEXATION |
| S 89°43'34" E | 4.01' | ALONG THE SOUTH LINE OF THE FRANDSEN ANNEXATION |
| SOUTH | 238.05' | ALONG THE WEST LINE OF THE LEHI FARMS ANNEXATION |
| S 89°38'15" E | 283.25' | ALONG THE LEHI FARMS ANNEXATION |
| S 89°07'28" E | 396.16' | ALONG THE LEHI FARMS ANNEXATION |
| NORTH | 238.17' | ALONG THE LEHI FARMS ANNEXATION |
| N 89°07'28" E | 361.66' | ALONG THE LEHI FARMS ANNEXATION |
| S 89°08'43" E | 4.63' | |
| SOUTH | 42.12' | |
| WEST | 334.41' | |
| NORTH | 7.84' | |
| N 89°20'55" W | 642.66' | |
| SOUTH | 5.73' | |
| N 89°26'28" W | 314.14' | ALONG THE LEHI FARMS ANNEXATION |
| N 00°18'35" E | 2.85' | |
| N 89°22'33" W | 358.79' | ALONG THE HANCOCK/WARD AND BARBER ANNEXATIONS |
| S 00°01'19" W | 2.50' | |
| N 89°28'19" W | 627.42' | ALONG THE NORTH LINE OF THE NEWTON ANNEXATION |
| N 00°00'08" E | 184.88' | ALONG THE LEHI WEST CROSSROADS ANNEXATION |
| N 89°11'46" W | 50.72' | ALONG THE LEHI WEST CROSSROADS ANNEXATION |
| N 00°35'31" W | 815.72' | TO THE POINT OF BEGINNING |
| | | ANNEXATION AREA CONTAINS 38.49 ACRES |

SURVEYOR

May 1, 2008
DATE

LICENSED LAND SURVEYOR No. 161527-2201 TRAVIS TRANE STATE OF UTAH

SURVEYOR'S SEAL

## ACCEPTANCE BY LEGISLATIVE BODY

THIS IS TO CERTIFY THAT WE, THE UNDERSIGNED LEHI CITY COUNCIL HAVE ADOPTED A RESOLUTION OF ITS INTENT TO ANNEX THE TRACT OF LAND SHOWN HEREIN AND SUBSEQUENTLY ADOPTED AN ORDINANCE ANNEXING SAID TRACT INTO LEHI CITY, UTAH, AND THAT A COPY OF THE ORDINANCE HAS BEEN PREPARED FOR FILING HEREWITH ALL IN ACCORDANCE WITH UTAH CODE SECTION 10-2-418 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 WINFORD GRAY ANNEXATION.

DATED THIS 12 DAY OF June 2007

Mayor Rico Tenn

RECORDER

RECORDER'S SEAL

# ANNEXATION PLAT

# WINFORD GRAY ANNEXATION

LEHI CITY, UTAH COUNTY, UTAH

SCALE 1" = 120 FEET

THIS FORM APPROVED BY UTAH COUNTY AND THE MUNICIPALITIES THEREIN

Sec 18, T5S, R1E
TV 010, EU

17827

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 LEHI CITY, dated July 8th, 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 LEHI CITY, located in Utah County, State of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 30th day of August, 2008 at Salt Lake City, Utah.

GARY R. HERBERT
Lieutenant Governor

LEHI CITY
PLANNING DEPT.
99 WEST MAIN, STE. # 100
LEHI, UTAH 84043

ENT 103293:2008 PG 1 of 3
RANDALL A. COVINGTON
UTAH COUNTY RECORDER
2008 Sep 19 9:08 am FEE 0.00 BY SW
RECORDED FOR LEHI CITY

LEHI CITY

ORDINANCE NO. 08-26-08. 38

# AN ORDINANCE APPROVING THE ANNEXATION OF THE BAILEY ANNEXATION TO LEHI CITY

**WHEREAS, the Lehi City Council has adopted a resolution of intent to annex real property known as the Bailey Annexation, located at approximately 1900 West 1300 South and further identified by Exhibit "A" pursuant to the provisions of Section 10-2-418 of the Utah Code; and**

**WHEREAS, the Lehi City Planning Commission conducted a public hearing on the proposed zoning on August 14, 2008, after having published notice as required by law; and**

**WHEREAS, the Lehi City Council conducted a public hearing on the 26th day of August, 2008, after having published notice as also required by Section 10-2-418 of the Utah Code; and**

**WHEREAS, the Lehi City Council noted that there were no protests filed to defeat the annexation as required by Section 10-2-418 of the Utah Code.**

**NOW, THEREFORE, IT IS ORDAINED BY THE CITY COUNCIL OF LEHI CITY, UTAH, AS FOLLOWS:**

**Section 1. The Lehi City Council finds that the proposed annexation of the Bailey Annexation as more fully described on the transparent reproducible Annexation Plat and the attached Exhibit "A", in the judgment of Lehi City, meets the standards set forth in Section 10-2-418 of the Utah Code.**

**Section 2. The area as specifically described in the Annexation Plat is hereby annexed to Lehi City, subject to compliance with the terms and provisions of the Annexation Agreement, a copy of which is attached hereto.**

**Section 3. Pursuant to Utah Code Ann. §10-9-406, the City Council hereby assigns the TH-5 zoning district designation to the territory depicted on the Annexation Plat which is being annexed to Lehi City by this ordinance, and further directs that the Official Zoning District Map of Lehi City be amended to show the area as part of Lehi City with the new zoning district designation.**

**Section 4. The City Recorder is hereby directed to file the transparent reproducible Annexation Plat, together with a certified copy of this ordinance in the office of the Utah County Recorder when all Provisions of the Annexation Agreement have been complied with which are conditions precedent to the Annexation.**

**Section 5.** **This ordinance shall become effective following subsequent publication as provided by law. However, this ordinance shall not become effective and the mayor shall not be authorized to sign the same until all conditions and requirements of the annexation agreement have been completed which were conditions precedent to the approval of this annexation.**

**PASSED AND ADOPTED by the Lehi City Council this 26th day of August, 2008.**

**HOWARD H. JOHNSON, Mayor**

**VOTING BY THE CITY COUNCIL:**

**ATTEST:**
**CONNIE J. ASHTON, City Recorder**

# SURVEYOR'S CERTIFICATE

I, BARRY ANDREASON, DO HEREBY CERTIFY THAT I AM A REGISTERED LAND SURVEYOR, AND THAT I HOLD CERTIFICATE NO. 166572 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 LEHI CITY, UTAH COUNTY, UTAH.

# BOUNDARY DESCRIPTION

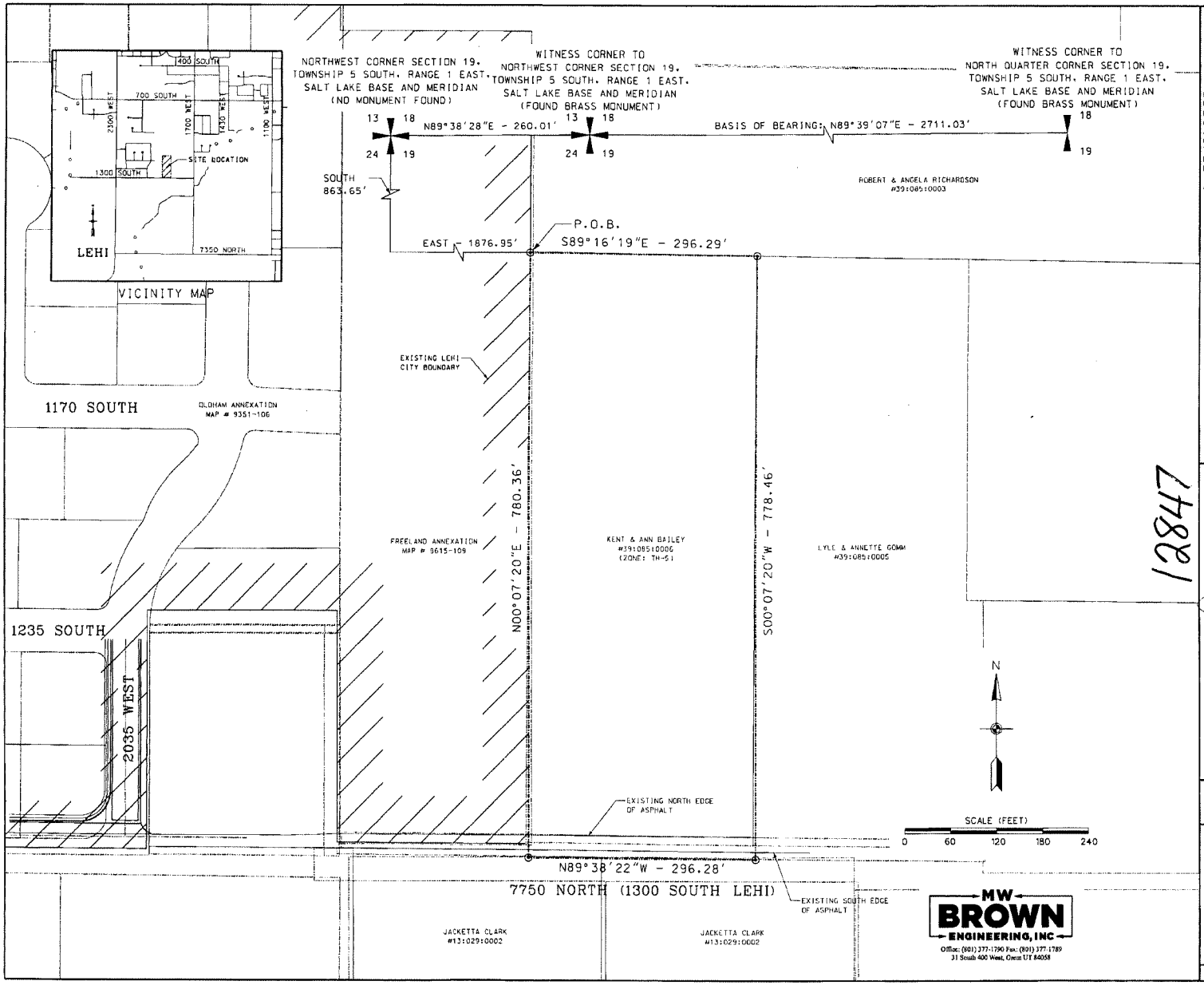
BEGINNING AT A POINT ON THE EXISTING LEHI CITY BOUNDARY LINE, WHICH POINT IS ALSO ON THE EASTERLY LINE OF THE FREELAND ANNEXATION, SAID POINT IS SOUTH 863.65 FEET AND EAST 1876.95 FEET FROM THE NORTHWEST CORNER OF SECTION 19, TOWNSHIP 5 SOUTH, RANGE 1 EAST, SALT LAKE BASE AND MERIDIAN; THENCE SOUTH 89°16'19" EAST 296.29 FEET; THENCE SOUTH 00°07'20" WEST 778.46 FEET; THENCE NORTH 89°38'22" WEST 296.28 FEET TO THE EASTERLY LINE OF THE FREELAND ANNEXATION; THENCE ALONG SAID FREELAND ANNEXATION NORTH 00°07'20" EAST 780.36 FEET TO THE POINT OF BEGINNING.

AREA = 5.301 ACRES (230,918.48 SQ. FT.)

SEPT 9, 2008
DATE

BARRY ANDREASON
(SEE SEAL BELOW)

REGISTERED LAND SURVEYOR
9/9/08
NO.166572
BARRY ANDREASON
State of Utah
SURVEYOR'S SEAL




## SURVEYOR'S CERTIFICATE

I, BARRY ANDREASON, DO HEREBY CERTIFY THAT I AM A REGISTERED LAND SURVEYOR, AND THAT I HOLD CERTIFICATE NO. 166572 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 LEHI CITY, UTAH COUNTY, UTAH.

## BOUNDARY DESCRIPTION

BEGINNING AT A POINT ON THE EXISTING LEHI CITY BOUNDARY LINE, WHICH POINT IS ALSO ON THE EASTERLY LINE OF THE FREELAND ANNEXATION, SAID POINT IS SOUTH 863.65 FEET AND EAST 1876.95 FEET FROM THE NORTHWEST CORNER OF SECTION 19, TOWNSHIP 5 SOUTH, RANGE 1 EAST, SALT LAKE BASE AND MERIDIAN; THENCE SOUTH 89°16'19" EAST 296.29 FEET; THENCE SOUTH 00°07'20" WEST 778.46 FEET; THENCE NORTH 89°38'22" WEST 296.28 FEET TO THE EASTERLY LINE OF THE FREELAND ANNEXATION; THENCE ALONG SAID FREELAND ANNEXATION NORTH 00°07'20" EAST 780.36 FEET TO THE POINT OF BEGINNING.

AREA = 5.301 ACRES (230,918.48 SQ. FT.)

SEPT 9, 2008
DATE

BARRY ANDREASON
(SEE SEAL BELOW)

REGISTERED LAND SURVEYOR
9/8/08
NO.166572
BARRY ANDREASON
STATE OF UTAH
SURVEYOR'S SEAL

## ACCEPTANCE BY LEGISLATIVE BODY

THIS IS TO CERTIFY THAT WE THE UNDERSIGNED LEHI CITY COUNCIL HAVE ADOPTED A RESOLUTION OF ITS INTENT TO ANNEX THE TRACT OF LAND SHOWN HEREON AND HAVE SUBSEQUENTLY ADOPTED AN ORDINANCE ANNEXING SAID TRACT INTO LEHI CITY, UTAH AND THAT A COPY OF THE ORDINANCE HAS BEEN PREPARED FOR FILING HEREWITH ALL IN ACCORDANCE WITH UTAH CODE SECTION 10-2-418 AS REVISED AND THAT WE HAVE EXAMINED AND DO HEREBY APPROVE AND ACCEPT THE ANNEXATION OF THE TRACT AS SHOWN AS A PART OF ANNEXATION.

DATED THIS 26 DAY OF August, A.D. 2008

Connie Ashton
ATTEST CLERK-RECORDER
(SEE SEAL BELOW)

CLERK-RECORDER'S SEAL

# ANNEXATION PLAT

PLAT 2008 0011 2 12847
RECORDED AT: HOLLADAY
UTAH COUNTY, RECORDER
DATE 09/09/08 TIME 10:00 AM
FEE 0.00 BY LEHI CITY

# BAILEY ANNEXATION

LEHI CITY UTAH COUNTY, UTAH

SCALE: 1" = 60 FEET

THIS FORM APPROVED BY UTAH COUNTY AND THE MUNICIPALITIES THEREIN.

12847

SEC 19, T5S, R1E
TU 010, R1

.\Plat\Bailey Annexation.dgn 9/8/2008 1:14:26 PM

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 LEHI CITY, dated July 25th, 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 LEHI CITY, located in Utah County, State of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 28th day of October, 2008 at Salt Lake City, Utah.

Gary R Herbert

GARY R. HERBERT
Lieutenant Governor

LEHI CITY
PLANNING DEPT.
99 WEST MAIN, STE. # 100
LEHI, UTAH 84043

ENT 114493:2008 PG 1 of 3
RANDALL A. COVINGTON
UTAH COUNTY RECORDER
2008 Oct 21 2:25 pm FEE 0.00 BY EO
RECORDED FOR LEHI CITY

LEHI CITY

ORDINANCE NO. 07-25-06-GQ

Received
OCT 27 2008
Gary R. Herbert
Lieutenant Governor

**AN ORDINANCE APPROVING THE ANNEXATION OF THE LEFTWICH II ANNEXATION TO LEHI CITY**

**WHEREAS, the Lehi City Council has adopted a resolution of intent to annex real property known as the Leftwich II Annexation, located at approximately 750 North 1100 West and further identified by Exhibit "A" pursuant to the provisions of Section 10-2-418 of the Utah Code; and**

**WHEREAS, the Lehi City Council conducted a public hearing on the 25th day of July, 2006, after having published notice as also required by Section 10-2-418 of the Utah Code; and**

**WHEREAS, the Lehi City Council noted that there were no protests filed to defeat the annexation as required by Section 10-2-418 of the Utah Code.**

**NOW, THEREFORE, IT IS ORDAINED BY THE CITY COUNCIL OF LEHI CITY, UTAH, AS FOLLOWS:**

**Section 1.** **The Lehi City Council finds that the proposed annexation of the Leftwich II property as more fully described on the transparent reproducible Annexation Plat and the attached Exhibit "A", in the judgment of Lehi City, meets the standards set forth in Section 10-2-418 of the Utah Code.**

**Section 2.** **The area as specifically described in the Annexation Plat is hereby annexed to Lehi City, subject to compliance with the terms and provisions of the Annexation Agreement, a copy of which is attached hereto.**

**Section 3.** **Pursuant to Utah Code Ann. §10-9-406, the City Council hereby assigns the R-1-22 zoning district designation to the territory depicted on the Annexation Plat which is being annexed to Lehi City by this ordinance, and further directs that the Official Zoning District Map of Lehi City be amended to show the area as part of Lehi City with the new zoning district designation.**

**Section 4.** **The City Recorder is hereby directed to file the transparent reproducible Annexation Plat, together with a certified copy of this ordinance in the office of the Utah County Recorder, when all Provisions of the Annexation Agreement have been complied with which are conditions precedent to the Annexation.**

**Section 5.** **This ordinance shall become effective following subsequent publication as provided by law. However, this ordinance shall not become effective and the mayor shall not be authorized to sign the same until all conditions and requirements of the annexation agreement have been completed which were conditions precedent to the approval of this annexation.**

**PASSED AND ADOPTED by the Lehi City Council this 25th day of July, 2006.**

**HOWARD H. JOHNSON, Mayor** 7/27/06

**VOTING BY THE CITY COUNCIL:**

**ATTEST:**
**CONNIE J. ASHTON, City Recorder**
**Lehi City, Utah**

# SURVEYOR'S CERTIFICATE

I, DAVID V. THOMAS, DO HEREBY CERTIFY THAT I AM A REGISTERED LAND SURVEYOR, AND THAT I HOLD CERTIFICATE NO. 163947 AS PRESCRIBED BY THE LAWS OF THE STATE OF UTAH, AND THAT THIS IS A TRUE AND ACCURATE MAP OF THE TRACT OF LAND TO BE ANNEXED TO LEHI CITY, UTAH COUNTY, UTAH.

# BOUNDARY DESCRIPTION

BEGINNING AT A POINT WHICH IS S 00°13'30" E ALONG THE SECTION LINE 38.50 FEET AND EAST 81.165 FEET NORTH FROM THE WEST QUARTER CORNER OF SECTION 8, TOWNSHIP 5 SOUTH, RANGE 1 EAST, SALT LAKE BASE AND MERIDIAN;

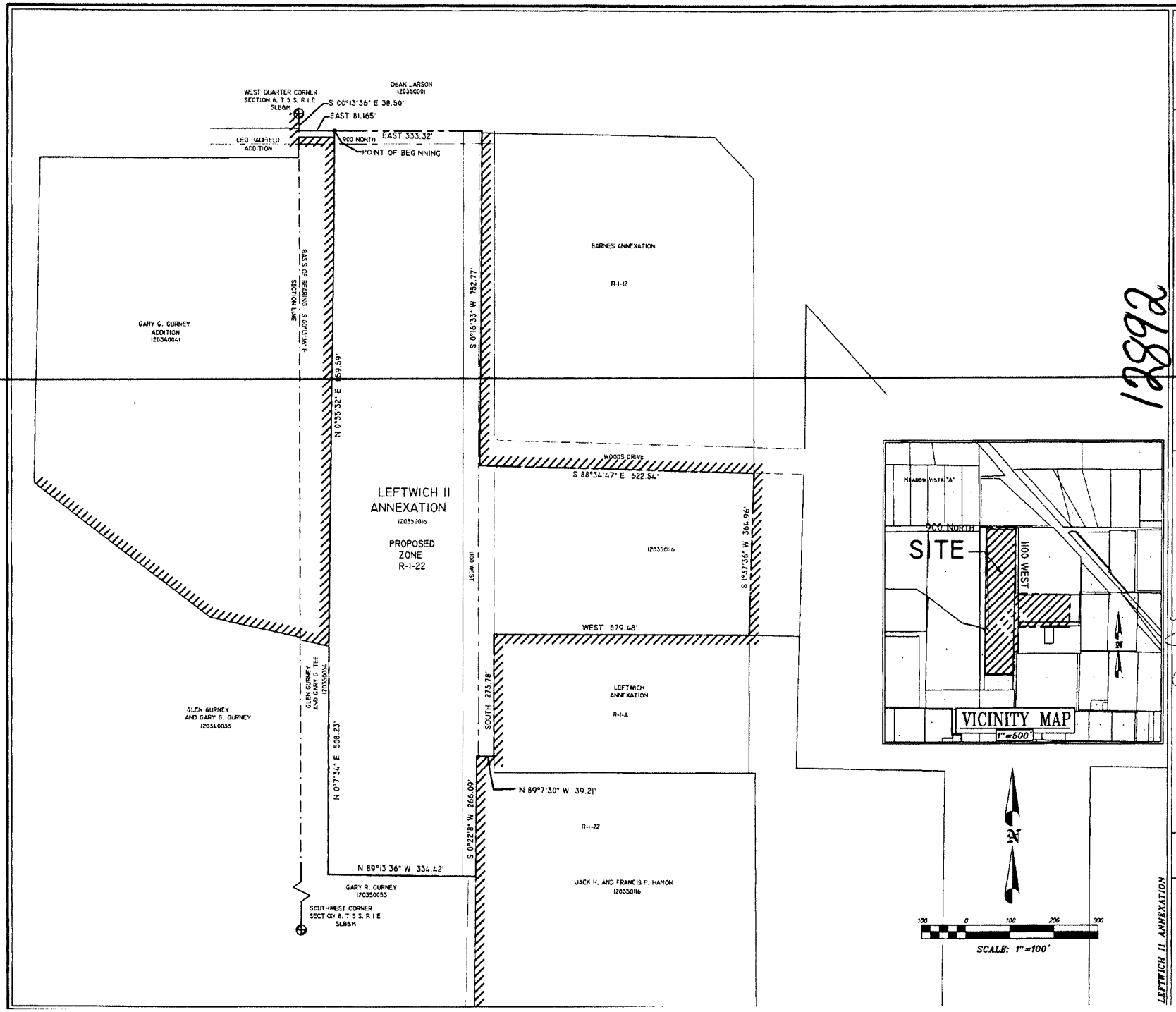
THENCE EAST 333.32 FEET; THENCE S 00°16'33" W 752.77 FEET; THENCE S 88°34'47" E 622.54 FEET; THENCE S 01°37'36" W 364.96 FEET; THENCE WEST 579.48 FEET; THENCE SOUTH 273.78 FEET; THENCE N 89°07'30" W 39.21 FEET; THENCE S 00°22'08" W 266.09 FEET; THENCE N 89°13'36" W 334.42 FEET; THENCE N 00°07'34" E 508.23 FEET; THENCE N 00°35'32" E 1159.59 FEET TO THE POINT OF BEGINNING.

CONTAINING 18.42 ACRES.
BASIS OF BEARING = STATE PLANE

PROFESSIONAL LAND SURVEYOR
NO. 163947
DAVID V.
THOMAS
9-30-08
STATE OF UTAH

*SURVEYOR*

SEPT. 30, 2008
*DATE*




12892

LEFTWICH II ANNEXATION

## SURVEYOR'S CERTIF

I, DAVID V THOMAS, DO HEREBY CERTIFY THAT I
SURVEYOR, AND THAT I HOLD CERTIFICATE NO. 16392
THE LAWS OF THE STATE OF UTAH, AND THAT THIS
ACCURATE MAP OF THE TRACT OF LAND TO BE ANN
COUNTY, UTAH.

## BOUNDARY DESCRIP

BEGINNING AT A POINT WHICH IS S 00°13'30" E ALONG THE
AND EAST 81.165 FEET NORTH FROM THE WEST QUARTER
TOWNSHIP 5 SOUTH, RANGE 1 EAST, SALT LAKE BASE AND

THENCE EAST 333.32 FEET; THENCE S 00°16'33" W 752.77 FEET
622.54 FEET; THENCE S 01°37'36" W 364.96 FEET; THENCE WE
SOUTH 273.78 FEET; THENCE N 89°07'30" W 39.21 FEET; THENCE
FEET; THENCE N 89°13'36" W 334.42 FEET; THENCE N 00°07'3
00°35'32" E 1159.59 FEET TO THE POINT OF BEGINNING.

CONTAINING 18.42 ACRES.
BASIS OF BEARING = STATE PLANE

PROFESSIONAL LAND SURVEYOR
NO. 163947
DAVID V. THOMAS
9-30-08
STATE OF UTAH

SURVEYOR

SEPT. 30, 2008
DATE

## ACCEPTANCE BY LEGISLA

THIS IS TO CERTIFY THAT WE THE UNDERSIGNED LEGI
ADOPTED A RESOLUTION OF ITS INTENT TO ANNEX T
SHOWN HEREON AND HAVE SUBSEQUENTLY ADOPTED
ANNEXING SAID TRACT INTO LEHI CITY, UTAH; AND T
ORDINANCE HAS BEEN PREPARED FOR FILING HEREW
WITH UTAH CODE SECTION 10-2-418 AS REVISED A
EXAMINED AND DO HEREBY APPROVE AND ACCEPT T
TRACT AS SHOWN AS A PART OF SAID LEHI CITY, AN
LAND IS TO BE KNOWN AS THE LEFTWICH II ANNEXA

DATED THIS 6th DAY OF October, 20

ATTEST: Connie Ashton
RECORDER

# ANNEXATION
# LEFTWICH

LOCATED IN THE SOUTHWEST QUARTER
TOWNSHIP 5 SOUTH, RANGE 1
SALT LAKE BASE AND MERIDI
UTAH COUNTY, UTAH

SCALE: 1"=100'

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 LEHI CITY, dated August 26th, 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 LEHI CITY, located in Utah County, State of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 30th day of August, 2008 at Salt Lake City, Utah.

GARY R. HERBERT
Lieutenant Governor

LEHI CITY
PLANNING DEPT.
99 WEST MAIN, STE. # 100
LEHI, UTAH 84043

ENT 102205:2008 PG 1 of 3
RANDALL A. COVINGTON
UTAH COUNTY RECORDER
2008 Sep 16 12:09 pm FEE 0.00 BY SW
RECORDED FOR LEHI CITY CORPORATION

LEHI CITY

ORDINANCE NO. 07-08-08. 31

AN ORDINANCE APPROVING THE ANNEXATION OF
THE HOLBROOK ANNEXATION TO LEHI CITY

WHEREAS, the Lehi City Council has adopted a resolution of intent to annex real property known as the Holbrook Annexation, located between approximately 900 North and 3600 North and between approximately the Jordan River and Redwood Road and West of Redwood Road from about 1800 North to 4200 North and further identified by Exhibit "A" pursuant to the provisions of Section 10-2-418 of the Utah Code; and

WHEREAS, the Lehi City Council conducted a public hearing on the 8th day of July, 2008, after having published notice as also required by Section 10-2-418 of the Utah Code; and

WHEREAS, the Lehi City Council noted that there were no protests filed to defeat the annexation as required by Section 10-2-418 of the Utah Code.

NOW, THEREFORE, IT IS ORDAINED BY THE CITY COUNCIL OF LEHI CITY, UTAH, AS FOLLOWS:

Section 1. The Lehi City Council finds that the proposed annexation of the Holbrook Annexation as more fully described on the transparent reproducible Annexation Plat and the attached Exhibit "A", in the judgment of Lehi City, meets the standards set forth in Section 10-2-418 of the Utah Code.

Section 2. The area as specifically described in the Annexation Plat is hereby annexed to Lehi City, subject to compliance with the terms and provisions of the Annexation Agreement, a copy of which is attached hereto.

Section 3. Pursuant to Utah Code Ann. §10-9-406, the City Council hereby assigns the Commercial, Business Park, R-1-15, RA-1, R-1-8, R-2, R-3 and TH-5 zoning district designations to the territory depicted on the Annexation Plat which is being annexed to Lehi City by this ordinance, and further directs that the Official Zoning District Map of Lehi City be amended to show the area as part of Lehi City with the new zoning district designations.

Section 4. The City Recorder is hereby directed to file the transparent reproducible Annexation Plat, together with a certified copy of this ordinance in the office of the Utah County Recorder when all Provisions of the Annexation Agreement have been complied with which are conditions precedent to the Annexation.

Received
SEP 29 2008
Gary R. Herbert
Lieutenant Governor

**Section 5.** This ordinance shall become effective following subsequent publication as provided by law. However, this ordinance shall not become effective and the mayor shall not be authorized to sign the same until all conditions and requirements of the annexation agreement have been completed which were conditions precedent to the approval of this annexation.

PASSED AND ADOPTED by the Lehi City Council this 8th day of July, 2008.

HOWARD H. JOHNSON, Mayor

VOTING BY THE CITY COUNCIL:

ATTEST: Connie J. Ashton
CONNIE J. ASHTON, City Recorder
Lehi City, Utah

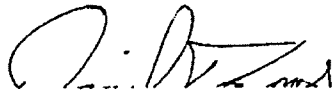
# BOUNDARY DESCRIPTION

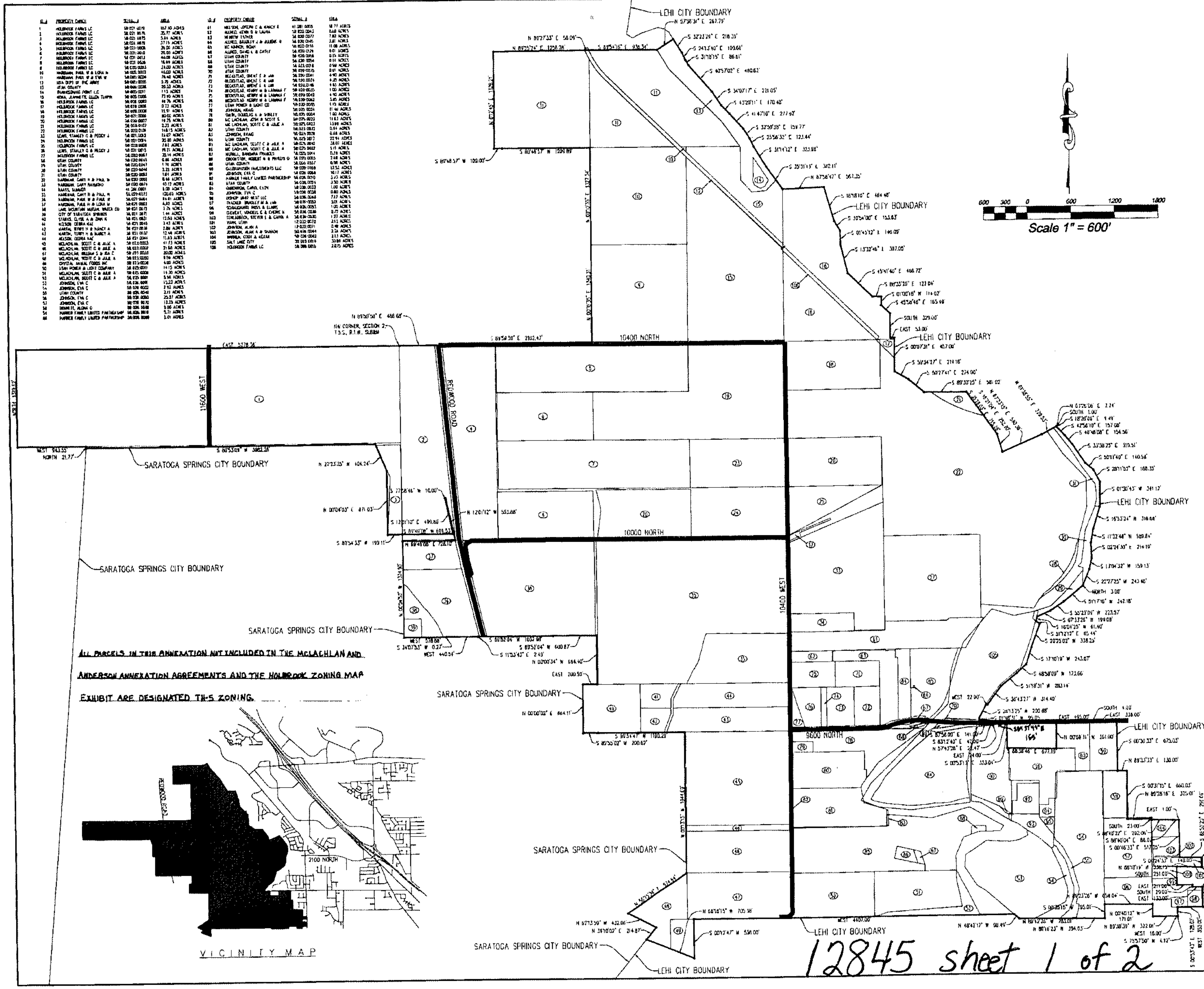
Beginning at the Northwest Corner of Section 2, Township 5 South, Range 1 West, Salt Lake Base and Meridian;



thence North 89°59'56" East, a distance of 488.68 feet; thence South 89°59'59" East, a distance of 2,162.47 feet; thence North 00°10'35" East, a distance of 1,340.31 feet; thence continue northerly along said line, a distance of 1,327.33 feet; thence South 89°48'57" West, a distance of 1,209.89 feet; thence continue westerly along said line, a distance of 109.00 feet; thence North 00°12'45" East, a distance of 1,328.21 feet; thence North 89°25'24" East, a distance of 1,258.28 feet; thence North 89°27'33" East, a distance of 56.09 feet; thence South 89°54'16" East, a distance of 936.34 feet; thence North 57°36'31" East, a distance of 267.79 feet; thence South 32°23'29" East, a distance of 218.39 feet; thence South 24°13'40" East, a distance of 109.66 feet; thence South 31°18'15" East, a distance of 86.61 feet; thence South 40°57'02" East, a distance of 480.62 feet; thence South 34°07'17" East, a distance of 221.05 feet; thence South 43°20'11" East, a distance of 170.48 feet; thence South 41°47'16" East, a distance of 277.62 feet; thence South 32°59'38" East, a distance of 159.77 feet; thence South 25°56'32" East, a distance of 123.44 feet; thence South 31°14'12" East, a distance of 323.96 feet; thence South 35°31'13" East, a distance of 382.11 feet; thence North 87°58'47" East, a distance of 567.35 feet; thence South 16°18'10" East, a distance of 484.48 feet; thence South 30°54'00" East, a distance of 153.83 feet; thence South 01°45'12" East, a distance of 196.09 feet; thence South 13°32'46" East, a distance of 397.05 feet; thence South 45°41'40" East, a distance of 466.72 feet; thence South 88°35'29" East, a distance of 122.04 feet; thence South 01°00'18" West, a distance of 114.02 feet; thence South 45°58'46" East, a distance of 165.49 feet; thence South, a distance of 329.00 feet; thence East, a distance of 53.00 feet; thence South 00°07'31" East, a distance of 457.00 feet; thence South 59°34'27" East, a distance of 219.18 feet; thence South 50°27'41" East, a distance of 274.90 feet; thence South 89°30'25" East, a distance of 581.02 feet; thence South 35°16'03" East, a distance of 715.28 feet; thence South 16°21'04" East, a distance of 252.20 feet; thence North 67°23'15" East, a distance of 590.38 feet; thence North 61°38'55" East, a distance of 229.53 feet; thence North 63°26'06" East, a distance of 2.24 feet; thence South, a distance of 1.00 feet; thence South 18°26'06" East, a distance of 9.49 feet; thence South 42°56'10" East, a distance of 157.08 feet; thence South 40°48'08" East, a distance of 154.56 feet; thence South 33°38'25" East, a distance of 319.51 feet; thence South 50°11'40" East, a distance of 140.58 feet; thence South 28°11'52" East, a distance of 188.35 feet; thence South 01°30'43" West, a distance of 341.12 feet; thence South 16°53'24" West, a distance of 316.66 feet; thence South 11°32'48" West, a distance of 189.84 feet; thence South 02°24'30" East, a distance of 214.19 feet; thence South 13°04'32" West, a distance of 159.13 feet; thence South 22°27'25" West, a distance of 243.46 feet; thence North, a distance of 3.00 feet; thence South 51°17'16" West, a distance of 342.18 feet; thence South 55°23'09" West, a distance of 223.57 feet; thence South 67°33'26" West, a distance of 199.08 feet; thence South 16°04'25" West, a distance of 61.40 feet; thence South 51°12'12" East, a distance of 65.44 feet; thence South 20°25'02" West, a distance of 338.25 feet; thence South 17°10'19" West, a distance of 243.87 feet; thence South 48°58'09" West, a distance of 173.66 feet; thence South 51°18'31" West, a distance of 283.14 feet; thence South 36°43'27" West, a distance of 314.40 feet; thence West, a distance of 22.00 feet; thence South 28°13'25" West, a distance of 200.88 feet; thence South 01°48'31" West, a distance of 95.05 feet; thence South 87°58'09" East, a distance of 141.09 feet; thence South 83°12'40" East, a distance of 42.30 feet; thence North 57°43'28" East, a distance of 22.47 feet; thence South 89°37'49" East, a distance of 155.00 feet; thence East, a distance of 24.00 feet; thence South 00°53'13" East, a distance of 323.04 feet; thence South 88°38'46" East, a distance of 677.19 feet; thence North 00°09'31" West, a distance of 361.00 feet; thence East, a distance of 495.00 feet; thence South, a distance of 4.00 feet; thence East, a distance of 338.00 feet; thence South 00°30'33" East, a distance of 675.03 feet; thence North 89°33'33" East, a distance of 130.00 feet; thence South 00°31'15" East, a distance of 660.03 feet; thence North 89°28'16" East, a distance of 325.01 feet; thence South, a distance of 23.00 feet; thence South 88°49'22" East, a distance of 292.06 feet; thence South 88°40'04" East, a distance of 86.02 feet; thence East, a distance of 1.00 feet; thence South 00°46'33" East, a distance of 517.05 feet; thence South 88°50'20" East, a distance of 296.06 feet; thence East, a distance of 8.00 feet; thence South 00°24'33" East, a distance of 140.00 feet; thence West, a distance of 11.00 feet; thence North 88°18'19" West, a distance of 338.15 feet; thence South, a distance of 251.00 feet; thence East, a distance of 211.00 feet; thence South, a distance of 29.00 feet; thence East, a distance of 130.00 feet; thence continue easterly along said line, a distance of 11.00 feet; thence South 00°25'17" East, a distance of 272.01 feet; thence West, a distance of 350.00 feet; thence South 00°53'43" East, a distance of 128.02 feet; thence South 75°57'50" West, a distance of 4.12 feet; thence West, a distance of 16.00 feet; thence North 89°38'39" West, a distance of 322.01 feet; thence North 00°40'12" West, a distance of 171.01 feet; thence North 89°23'26" West, a distance of 658.04 feet; thence South 00°35'15" West, a distance of 195.01 feet; thence North 89°16'23" West, a distance of 394.03 feet; thence North 89°42'26" West, a distance of 783.01 feet; thence North 48°42'17" West, a distance of 98.49 feet; thence West, a distance of 4,407.00 feet; thence South 00°12'47" West, a distance of 538.00 feet; thence North 68°18'15" West, a distance of 705.38 feet; thence North 39°10'02" East, a distance of 214.87 feet; thence North 62°13'59" West, a distance of 432.66 feet; thence North 56°15'34" East, a distance of 974.64 feet; thence North 00°13'15" West, a distance of 1,944.69 feet; thence South 89°54'47" West, a distance of 1,190.29 feet; thence South 89°55'02" West, a distance of 200.62 feet; thence North 00°00'02" East, a distance of 664.11 feet; thence East, a distance of 200.50 feet; thence North 00°00'34" West, a distance of 664.40 feet; thence South 89°52'04" West, a distance of 600.87 feet; thence continue westerly along said line, a distance of 1,032.98 feet; thence South 11°53'43" East, a distance of 2.49 feet; thence West, a distance of 440.54 feet; thence South 34°07'53" West, a distance of 0.27 feet; thence West, a distance of 578.88 feet; thence North 00°04'50" West, a distance of 1,324.90 feet; thence North 89°49'08" East, a distance of 728.10 feet; thence North 12°01'12" West, a distance of 593.88 feet; thence South 77°58'46" West, a distance of 10.00 feet; thence South 12°01'10" East, a distance of 499.86 feet; thence South 89°49'08" West, a distance of 699.53 feet; thence South 89°54'33" West, a distance of 199.11 feet; thence North 00°04'03" East, a distance of 871.03 feet; thence North 22°23'35" West, a distance of 404.24 feet; thence South 89°53'09" West, a distance of 3,982.28 feet; thence North, a distance of 21.77 feet; thence West, a distance of 943.55 feet; thence North, a distance of 1,319.62 feet; thence East, a distance of 5,278.36 feet to the POINT OF BEGINNING.

Containing 79,740,063 square feet or 1,830.58 acres, more or less.






## SURVEYOR'S CERTIFICATE

I HEREBY CERTIFY THAT THIS IS A TRUE AND ACCURATE MAP OF THE TRACT OF LAND TO BE ANNEXED TO LEHI CITY, UTAH COUNTY, UTAH.

## BOUNDARY DESCRIPTION

Beginning at the Northwest Corner of Section 2, Township 5 South, Range 1 West, Salt Lake Base and Meridian;

thence North 01°59'58" East, a distance of 488.68 feet; thence South 89°58'50" East, a distance of 2,102.47 feet; thence North 00°10'35" East, a distance of 1,340.31 feet; thence continue northerly along said line, a distance of 1,327.33 feet; thence South 89°48'57" West, a distance of 1,200.89 feet; thence continue westerly along said line, a distance of 109.00 feet; thence North 00°12'45" East, a distance of 1,328.21 feet; thence North 89°25'24" East, a distance of 1,255.28 feet; thence North 88°27'33" East, a distance of 56.09 feet; thence South 89°54'10" East, a distance of 838.34 feet; thence North 57°38'31" East, a distance of 267.79 feet; thence South 32°23'28" East, a distance of 218.30 feet; thence South 24°13'40" East, a distance of 109.66 feet; thence South 31°18'15" East, a distance of 86.61 feet; thence South 40°57'02" East, a distance of 480.62 feet; thence South 34°07'17" East, a distance of 221.05 feet; thence South 43°20'11" East, a distance of 170.48 feet; thence South 41°47'16" East, a distance of 277.62 feet; thence South 32°59'38" East, a distance of 159.77 feet; thence South 25°56'32" East, a distance of 123.44 feet; thence South 31°14'12" East, a distance of 323.06 feet; thence South 35°31'13" East, a distance of 382.11 feet; thence North 87°58'47" East, a distance of 567.35 feet; thence South 10°18'10" East, a distance of 484.48 feet; thence South 30°54'00" East, a distance of 153.83 feet; thence South 01°45'12" East, a distance of 196.09 feet; thence South 13°32'46" East, a distance of 387.05 feet; thence South 45°41'40" East, a distance of 466.72 feet; thence South 88°35'29" East, a distance of 123.04 feet; thence South 01°00'18" West, a distance of 114.02 feet; thence South 45°58'46" East, a distance of 165.49 feet; thence South, a distance of 329.00 feet; thence East, a distance of 53.00 feet; thence South 00°07'31" East, a distance of 457.00 feet; thence South 58°34'27" East, a distance of 219.18 feet; thence South 50°27'41" East, a distance of 274.90 feet; thence South 89°30'25" East, a distance of 581.02 feet; thence South 35°18'03" East, a distance of 715.20 feet; thence South 16°21'04" East, a distance of 252.20 feet; thence North 67°23'15" East, a distance of 540.38 feet; thence North 61°38'55" East, a distance of 229.53 feet; thence North 63°28'08" East, a distance of 2.24 feet; thence South, a distance of 1.00 feet; thence South 18°26'08" East, a distance of 9.49 feet; thence South 42°56'10" East, a distance of 157.08 feet; thence South 40°48'08" East, a distance of 154.56 feet; thence South 33°30'25" East, a distance of 319.51 feet; thence South 50°11'40" East, a distance of 140.58 feet; thence South 28°11'52" East, a distance of 188.35 feet; thence South 01°30'43" West, a distance of 341.12 feet; thence South 16°53'24" West, a distance of 316.68 feet; thence South 11°32'48" West, a distance of 189.84 feet; thence South 02°24'30" East, a distance of 214.19 feet; thence South 13°04'32" West, a distance of 159.13 feet; thence South 22°27'25" West, a distance of 243.40 feet; thence North, a distance of 3.00 feet; thence South 51°17'16" West, a distance of 342.18 feet; thence South 55°23'09" West, a distance of 223.57 feet; thence South 67°33'20" West, a distance of 190.08 feet; thence South 16°04'25" West, a distance of 61.40 feet; thence South 51°12'12" East, a distance of 65.44 feet; thence South 20°25'02" West, a distance of 338.25 feet; thence South 17°10'10" West, a distance of 243.87 feet; thence South 48°58'09" West, a distance of 173.66 feet; thence South 51°18'31" West, a distance of 283.14 feet; thence South 38°43'27" West, a distance of 314.40 feet; thence West, a distance of 22.00 feet; thence South 28°13'25" West, a distance of 200.08 feet; thence South 01°18'31" West, a distance of 95.05 feet; thence South 87°58'09" East, a distance of 141.09 feet; thence South 83°12'40" East, a distance of 42.30 feet; thence North 57°43'20" East, a distance of 22.47 feet; thence South 89°37'49" East, a distance of 155.00 feet; thence East, a distance of 24.00 feet; thence South 00°53'13" East, a distance of 323.04 feet; thence South 88°38'48" East, a distance of 677.19 feet; thence North 00°08'31" West, a distance of 361.00 feet; thence East, a distance of 495.00 feet; thence South, a distance of 4.00 feet; thence East, a distance of 338.00 feet; thence South 00°30'13" East, a distance of 675.03 feet; thence North 89°33'33" East, a distance of 130.00 feet; thence South 00°31'15" East, a distance of 660.03 feet; thence North 89°28'16" East, a distance of 325.01 feet; thence South, a distance of 23.00 feet; thence South 88°49'22" East, a distance of 292.06 feet; thence South 88°40'04" East, a distance of 86.02 feet; thence East, a distance of 1.00 feet; thence South 00°46'33" East, a distance of 517.05 feet; thence South 88°50'20" East, a distance of 186.06 feet; thence East, a distance of 8.00 feet; thence South 00°24'33" East, a distance of 140.00 feet; thence West, a distance of 11.00 feet; thence North 88°18'19" West, a distance of 338.13 feet; thence South, a distance of 251.00 feet; thence East, a distance of 211.00 feet; thence South, a distance of 29.00 feet; thence East, a distance of 130.00 feet; thence continue easterly along said line, a distance of 11.00 feet; thence South 00°25'17" East, a distance of 272.01 feet; thence West, a distance of 350.00 feet; thence South 00°53'43" East, a distance of 128.02 feet; thence South 75°57'50" West, a distance of 4.12 feet; thence West, a distance of 16.00 feet; thence North 89°30'39" West, a distance of 322.01 feet; thence North 00°40'12" West, a distance of 171.01 feet; thence North 89°21'26" West, a distance of 458.04 feet; thence South 00°35'15" West, a distance of 105.01 feet; thence North 89°18'23" West, a distance of 394.03 feet; thence North 89°42'26" West, a distance of 783.01 feet; thence North 48°42'17" West, a distance of 98.49 feet; thence West, a distance of 4,407.00 feet; thence South 00°12'47" West, a distance of 538.00 feet; thence North 68°18'15" West, a distance of 705.38 feet; thence North 39°10'02" East, a distance of 214.87 feet; thence North 62°13'59" West, a distance of 432.68 feet; thence North 56°15'34" East, a distance of 874.64 feet; thence North 00°13'15" West, a distance of 1,944.69 feet; thence South 00°54'47" West, a distance of 1,190.29 feet; thence South 89°55'03" West, a distance of 200.62 feet; thence North 00°00'02" East, a distance of 664.11 feet; thence East, a distance of 200.50 feet; thence North 00°00'34" West, a distance of 604.40 feet; thence South 89°52'04" West, a distance of 600.87 feet; thence continue westerly along said line, a distance of 1,032.88 feet; thence South 11°53'43" East, a distance of 2.49 feet; thence West, a distance of 440.34 feet; thence South 34°07'03" West, a distance of 0.27 feet; thence West, a distance of 578.58 feet; thence North 00°04'50" West, a distance of 1,324.90 feet; thence North 89°40'08" East, a distance of 728.10 feet; thence North 12°01'12" West, a distance of 503.88 feet; thence South 77°58'48" West, a distance of 10.00 feet; thence South 12°01'10" East, a distance of 490.86 feet; thence South 80°40'08" West, a distance of 689.53 feet; thence South 89°54'33" West, a distance of 199.11 feet; thence North 00°04'03" East, a distance of 871.03 feet; thence North 27°23'35" West, a distance of 404.24 feet; thence South 89°53'09" West, a distance of 3,082.28 feet; thence North, a distance of 21.77 feet; thence West, a distance of 943.55 feet; thence North, a distance of 1,319.82 feet; thence East, a distance of 5,278.36 feet to the POINT OF BEGINNING.

Containing 79,740,063 square feet or 1,830.58 acres, more or less.

SURVEYOR

Sept. 9, 2008

DATE

PROFESSIONAL LAND SURVEYOR NO. 163947 DAVID V. THOMAS 9-9-08 STATE OF UTAH

## ACCEPTANCE BY LEGISLATIVE BODY

THIS IS TO CERTIFY THAT WE, THE LEHI CITY COUNCIL HAVE RECEIVED A PETITION SIGNED BY A MAJORITY OF THE OWNERS OF THE TRACT SHOWN HEREON REQUESTING THAT SAID TRACT BE ANNEXED TO THE CITY OF LEHI AND THAT A COPY OF THE ORDINANCE HAS BEEN PREPARED FOR FILING HEREWITH ALL IN ACCORDANCE WITH THE UTAH BOUNDARY COMMISSION ACT (1979) 10-1-04 & 10-2-401 THRU 423 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 IS TO BE KNOWN HEREAFTER AS THE HOLBROOK 1 ANNEXATION

DATED THIS 8th DAY OF July 2008

ATTEST Connie Ostelo RECORDER

RECORDER'S SEAL

SEC. 7-5-1E 7L-010

# ANNEXATION PLAT

ENT 108000:2008 Map # 12845 RANDALL A. COVINGTON UTAH COUNTY RECORDER 2008 Sep 16 12:04 pm FEE 0.00 BY SW RECORDED FOR LEHI CITY CORPORATION

# HOLBROOK 1

LEHI CITY ______ UTAH COUNTY, UTAH

SCALE 1" = 600 FEET

PAGE 1 OF 2

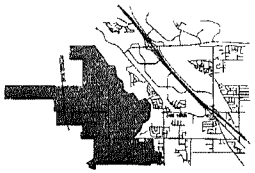
# Holbrook Farms Property Zoning Dedication

## Legend

- Business Park
- Commercial
- TH-5
- Roadways (No Water was Dedicated)

For a description of the Annexation Boundary See 'Holbrook 1' Annexation Plat Pg-1 on file at the Utah County Recorders Office

No Field Survey was performed Descriptions were derived from GIS mapping




1 inch = 700 feet

0 375 750 1,500 2,250 3,000 Feet

### Business Park 1

Beginning at a point which lies N 00°00'28" W, 1340.84 ft thence, N 89°59'50" E, 1313.40 ft from the West Quarter Corner of Section 1, Township 5 South, Range 1 West, Salt Lake Base and Meridian, thence;

N 89°38'16" E, 1587.53 ft thence;
S 35°13'44" E, 1.22 ft thence;
S 16°17'58" E, 251.22 ft thence;
S 16°16'56" E, 0.16 ft thence;
N 67°23'54" E, 24.64 ft thence;
S 01°13'29" W, 307.53 ft thence;
S 15°48'10" W, 109.31 ft thence;
S 89°58'43" W, 617.53 ft thence;
S 89°43'29" W, 1022.21 ft thence;
N 00°29'08" W, 640.58 ft to P.O.B.
Containing 24.36 Acres.

### Business Park 2

Beginning at a point which lies S 00°02'21" W, 769.45 ft thence; S 89°59'33" W, 1325.89 ft from the West Quarter Corner of Section 1, Township 5 South, Range 1 West, Salt Lake Base and Meridian, thence;

S 89°53'52" E, 1047.48 ft thence,
S 15°04'08" W, 49.74 ft thence.
S 06°10'13" W, 122.44 ft thence;
S 09°39'36" W, 156.85 ft thence;
S 21°39'21" W, 70.88 ft thence,
S 90°00'00" W, 92.64 ft thence,
S 49°07'30" W, 43.97 ft thence,
S 90°00'00" W, 842.24 ft thence;
N 00°23'42" W, 114.42 ft thence;
N 00°00'02" E, 306.49 ft to P.O.B.
Containing 9.68 Acres.

### Commercial 5

Beginning at a point which lies S 00°02'10" W, 306.59 ft thence; N 89°58'21" E, 1325.56 ft from the West Quarter Corner of Section 1, Township 5 South, Range 1 West, Salt Lake Base and Meridian, thence;

N 89°59'45" E, 1227.71 ft thence;
N 89°59'45" E, 118.39 ft thence;
S 03°22'11" W, 183.19 ft thence;
S 01°52'29" E, 247.20 ft thence;
N 65°23'47" W, 26.86 ft thence;
N 65°23'47" W, 55.93 ft thence;
N 83°39'35" W, 89.38 ft thence;
S 16°46'41" W, 46.77 ft thence;
S 62°21'15" W, 69.88 ft thence;
S 87°09'47" W, 56.42 ft thence;
N 89°53'58" W, 1047.56 ft thence;
N 00°00'00" E, 463.66 ft to P.O.B.
Containing 14.01 Acres.

### TH-5(2)

Beginning at a point which lies N 89°59'58" E, 681.69 ft from the North West Quarter Corner of Section 2, Township 5 South, Range 1 West, Salt Lake Base and Meridian, thence;

N 89°59'59" E, 637.94 ft thence,
N 89°39'13" E, 1331.44 ft thence;
N 00°10'35" E, 1332.25 ft thence.
S 89°59'04" E, 1320.78 ft thence,
S 00°09'23" W, 1331.28 ft thence;
N 79°52'36" E, 1.71 ft thence;
N 00°00'00" E, 0.61 ft thence;
N 89°59'59" E, 1315.60 ft thence;
N 89°59'50" E, 4.05 ft thence;
N 00°08'24" E, 1226.79 ft thence,
N 00°08'22" E, 34.62 ft thence;
N 00°08'23" E, 25.95 ft thence;
N 00°08'23" E, 32.95 ft thence;
N 00°08'23" E, 747.62 ft thence;
N 88°00'27" E, 567.05 ft thence;
S 16°18'35" E, 484.24 ft thence;
S 30°45'52" E, 153.74 ft thence;
S 01°56'30" E, 196.10 ft thence;
S 13°28'43" E, 398.96 ft thence;
S 45°45'08" E, 467.21 ft thence;
S 88°47'15" E, 121.54 ft thence;
S 01°00'28" W, 114.48 ft thence;
S 45°57'46" E, 165.05 ft thence;
S 00°04'07" E, 329.07 ft thence;
S 89°55'19" E, 52.70 ft thence;
S 00°09'04" E, 19.33 ft thence,
S 00°56'08" W, 1.16 ft thence;
S 00°09'23" E, 252.15 ft thence,
S 00°09'05" E, 183.89 ft thence;
S 59°30'00" E, 219.93 ft thence;
S 50°21'09" E, 274.73 ft thence;
S 89°38'20" E, 98.47 ft thence;
S 89°35'35" E, 482.59 ft thence;
S 35°13'43" E, 403.36 ft thence,
S 35°13'23" E, 311.48 ft thence;
S 89°58'16" W, 1587.53 ft thence;
S 00°29'08" E, 640.58 ft thence;
S 89°43'29" W, 5.41 ft thence;
S 01°02'15" E, 19.18 ft thence;
S 63°31'06" W, 78.33 ft thence,
N 89°41'37" W, 127.06 ft thence;
S 90°00'00" W, 1075.91 ft thence;
S 90°00'00" W, 83.44 ft thence;
N 87°15'29" W, 713.92 ft thence,
N 90°00'00" E, 749.66 ft thence,
N 00°00'01" W, 659.82 ft thence;
S 90°00'00" W, 1319.64 ft thence;
S 00°00'00" E, 659.82 ft thence;
S 89°10'12" W, 1336.46 ft thence;
N 00°05'38" E, 19.36 ft thence;
N 00°08'36" E, 49.44 ft thence;
S 89°51'40" W, 852.72 ft thence;
N 89°40'01" W, 434.85 ft thence;
N 77°37'10" W, 15.93 ft thence;
N 77°37'10" W, 90.19 ft thence;
N 75°57'49" W, 52.12 ft thence;
N 23°20'13" W, 553.67 ft thence;
N 12°06'39" W, 70.59 ft thence;
N 12°06'40" W, 667.87 ft thence;
N 12°06'40" W, 643.79 ft thence;
N 11°26'41" W, 25.24 ft to P.O.B.
Containing 349.37 Acres.

### Commercial 1

Beginning at a point which lies S 89°46'09" W 256.63 ft from the North East Quarter Corner of Section 3, Township 5 South, Range 1 West, Salt Lake Base and Meridian, thence;

N 89°51'54" E, 256.38 ft thence;
N 89°57'25" E, 0.26 ft thence;
N 89°57'25" E, 139.54 ft thence;
S 12°01'39" E, 1295.69 ft thence,
S 12°01'39" E, 55.43 ft thence;
S 12°01'39" E, 56.86 ft thence;
S 08°08'16" E, 250.62 ft thence;
S 12°01'39" E, 244.59 ft thence;
S 04°16'37" E, 111.23 ft thence;
S 12°01'39" E, 344.57 ft thence;
S 20°33'29" E, 101.12 ft thence;
S 12°01'39" E, 115.90 ft thence;
N 89°59'33" W, 376.62 ft thence,
N 12°12'44" W, 661.42 ft thence;
N 12°06'40" W, 619.54 ft thence;
N 12°08'41" W, 55.66 ft thence;
N 12°06'34" W, 1143.44 ft thence;
N 10°32'41" W, 96.63 ft to P.O.B.
Containing 22.14 Acres.

### Commercial 4

Beginning at a point which lies N 89°02'39" E, 1325.01 ft from the West Quarter Corner of Section 1, Township 5 South, Range 1 West, Salt Lake Base and Meridian, thence;

N 00°42'17" W, 116.42 ft thence;
N 01°02'16" W, 561.90 ft thence;
N 89°43'29" E, 5.41 ft thence;
N 89°43'29" E, 1022.21 ft thence;
N 89°58'43" E, 617.53 ft thence;
S 15°48'10" W, 309.33 ft thence;
S 19°26'24" W, 411.06 ft thence;
S 13°37'38" W, 10.27 ft thence;
N 88°28'46" W, 196.63 ft thence;
N 89°41'12" W, 1213.53 ft to P.O.B.
Containing 24.17 Acres.

### TH-5(1)

Beginning at a point which lies N 88°47'13" W, 1.04 ft from the North East Quarter Corner of Section 4, Township 5 South, Range 1 West, Salt Lake Base and Meridian, thence;

N 89°52'01" E, 2634.82 ft thence;
N 89°51'54" E, 2387.06 ft thence.
S 10°32'41" E, 96.63 ft thence;
S 12°06'34" E, 1143.44 thence;
S 12°08'41" E, 55.66 ft thence;
S 12°06'40" E, 619.54 ft thence;
S 12°12'45" E, 661.42 ft thence;
S 12°12'43" E, 57.93 ft thence;
S 89°51'18" W, 496.31 ft thence;
N 00°04'03" E, 871.03 ft thence,
N 22°23'35" W, 404.24 ft thence;
S 89°53'15" W, 3808.76 ft thence;
S 89°56'10" W, 187.42 ft thence;
N 88°39'10" W, 659.29 ft thence;
N 88°39'43" W, 268.80 ft thence;
N 00°00'00" E, 943.90 ft thence;
N 00°00'00" W, 362.96 ft to P.O.B.
Containing 168.52 Acres.

### Commercial 2

Beginning at a point which lies S 89°57'22" E, 286.37 ft from the North East Quarter Corner of Section 3, Township 5 South, Range 1 West, Salt Lake Base and Meridian, thence;

N 89°54'57" E, 395.26 ft thence;
S 11°26'41" E, 25.60 ft thence;
S 12°06'39" E, 643.79 ft thence;
S 12°06'39" E, 667.87 ft thence;
S 12°06'39" E, 70.59 ft thence;
S 23°20'13" E, 553.67 ft thence;
S 75°57'49" E, 52.12 ft thence;
S 77°37'10" E, 90.19 ft thence;
S 77°37'59" E, 15.92 ft thence;
S 89°40'01" E, 434.85 ft thence;
N 89°51'40" E, 852.72 ft thence;
S 00°08'36" W, 49.44 ft thence;
S 00°05'38" W, 559.65 ft thence;
N 89°43'20" W, 780.28 ft thence;
N 89°43'20" W, 536.86 ft thence;
N 89°43'20" W, 2.51 ft thence;
N 89°43'20" W, 482.37 ft thence;
N 15°47'04" W, 234.43 ft thence;
N 12°19'58" W, 226.56 ft thence;
N 12°01'20" W, 555.31 ft thence;
N 06°16'38" W, 109.89 ft thence;
N 12°01'20" W, 104.21 ft thence;
N 12°01'20" W, 53.54 ft thence;
N 12°01'20" W, 753.00 ft thence;
N 09°25'52" W, 154.83 ft thence;
N 12°01'20" W, 253.12 ft thence;
N 17°15'22" W, 102.44 ft thence;
N 17°45'28" W, 34.01 ft to P.O.B.
Containing 44.14 Acres.

### Commercial 3

Beginning at a point which lies S 89°59'27" W, 1326.37 ft thence; N 00°13'42" E from the East Quarter Corner of Section 2, Township 5 South, Range 1 West, Salt Lake Base and Meridian, thence;

N 00°00'00" E, 596.17 ft thence;
N 90°00'00" E, 569.98 ft thence,
S 87°15'29" E, 713.92 ft thence;
N 90°00'00" E, 83.44 ft thence;
N 90°00'00" E, 1075.91 ft thence;
S 89°41'36" E, 127.06 ft thence;
S 63°26'06" W, 1349.10 ft thence;
S 76°34'38" W, 78.35 ft thence,
N 89°54'03" W, 334.67 ft thence;
N 87°11'38" W, 631.10 ft thence;
N 84°53'53" W, 322.86 ft to P.O.B.
Containing 27.97 Acres

### TH-5(3)

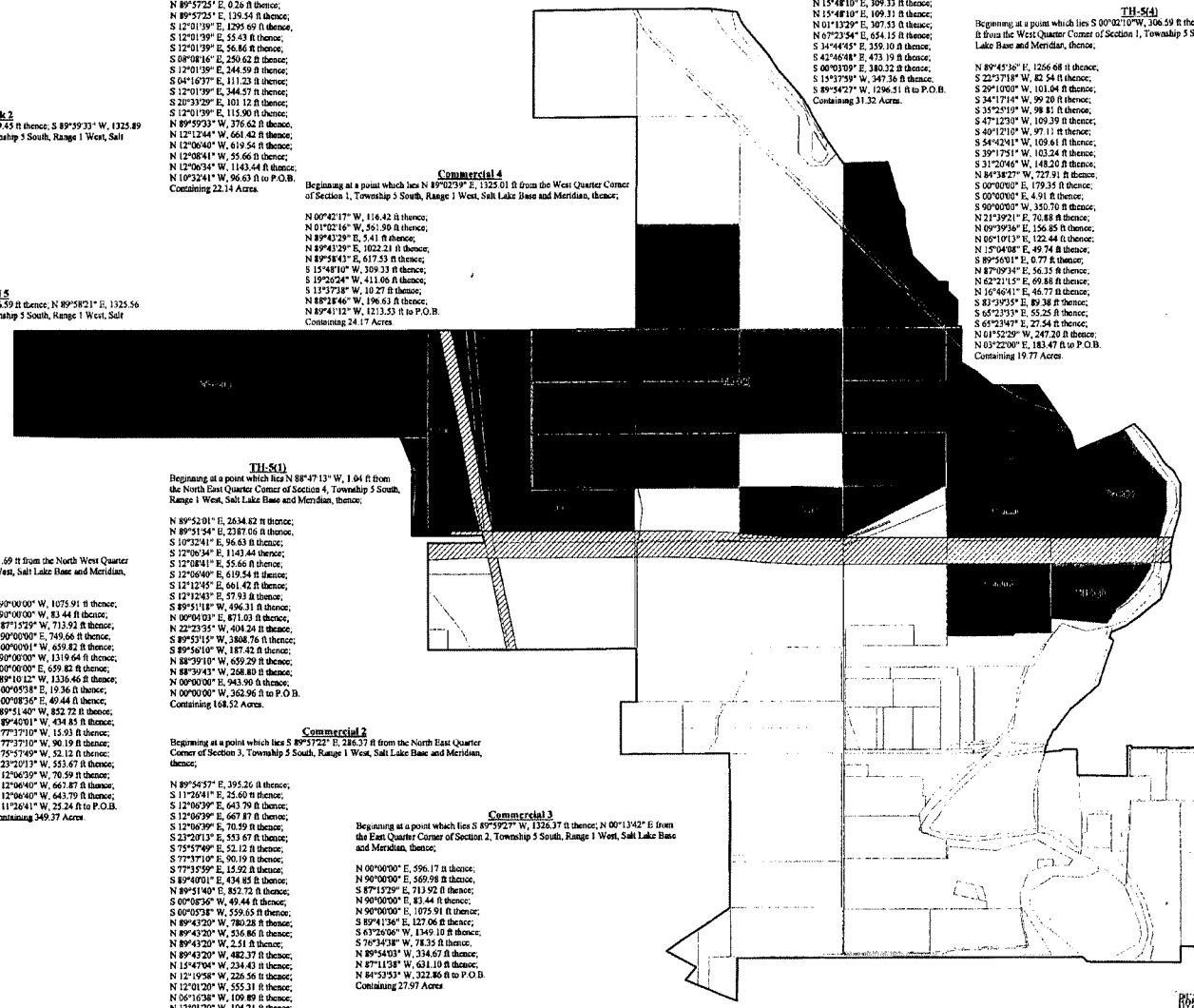
Beginning at a point which lies N 89°47'07" E, 2734.92 ft from the West Quarter Corner of Section 1, Township 5 South, Range 1 West, Salt Lake Base and Meridian, thence;

N 13°37'36" E, 10.27 ft thence;
N 19°26'24" E, 411.06 ft thence;
N 15°48'10" E, 309.33 ft thence;
N 15°48'10" E, 109.31 ft thence;
N 01°13'29" E, 307.53 ft thence;
N 67°23'54" E, 654.15 ft thence;
S 34°44'45" E, 359.10 ft thence;
S 41°46'48" E, 473.19 ft thence;
S 00°03'09" E, 380.32 ft thence;
S 15°37'59" W, 347.36 ft thence.
S 89°54'27" W, 1296.51 ft to P.O.B.
Containing 31.32 Acres.

### TH-5(4)

Beginning at a point which lies S 00°02'10"W, 306.59 ft thence; N 89°59'03" E, 2672.28 ft from the West Quarter Corner of Section 1, Township 5 South, Range 1 West, Salt Lake Base and Meridian, thence;

N 89°45'36" E, 1266.68 ft thence;
S 22°57'18" W, 82.54 ft thence;
S 29°10'00" W, 101.04 ft thence;
S 34°17'14" W, 99.20 ft thence;
S 35°25'19" W, 98.81 ft thence;
S 47°12'30" W, 109.39 ft thence;
S 40°12'10" W, 97.11 ft thence;
S 54°42'41" W, 109.61 ft thence;
S 39°17'51" W, 103.24 ft thence;
S 31°20'46" W, 148.20 ft thence;
N 84°38'27" W, 727.91 ft thence;
S 00°00'00" E, 179.35 ft thence;
S 00°00'00" E, 4.91 ft thence;
S 90°00'00" W, 350.70 ft thence;
N 21°39'21" E, 70.88 ft thence;
N 09°39'36" E, 156.85 ft thence;
N 06°10'13" E, 122.44 ft thence;
N 15°04'08" E, 49.74 ft thence,
S 89°56'01" E, 0.77 ft thence;
N 87°09'34" E, 56.35 ft thence;
N 62°21'15" E, 69.88 ft thence;
N 16°46'41" E, 46.77 ft thence;
S 83°39'35" E, 89.38 ft thence;
S 65°23'53" E, 55.25 ft thence;
S 65°23'47" E, 27.54 ft thence;
N 01°52'29" W, 247.20 ft thence;
N 03°22'00" E, 183.47 ft to P.O.B.
Containing 19.77 Acres.



12845 sheet 2 of 2

STATE OF UTAH

OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF DISCONNECTION

I, GARY R. HERBERT, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office a notice of disconnection from PAYSON CITY, dated December 5th, 2007, complying with Section 10-2-507, 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 disconnection, referred to above, on file with the Office of the Lieutenant Governor pertaining to PAYSON CITY, located in Utah County, State of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 1st day of February, 2008 at Salt Lake City, Utah.

GARY R. HERBERT
Lieutenant Governor

Mayor
Burtis J. Bills

Councilmembers
Brent Burdick
Brent Grotegut
Stephen G. Hanson
Scott Phillips
Larry D. Skinner

December 18, 2007

Gary R. Herbert
Lt. Governor
State of Utah
East Capitol Complex Building, Suite E325
Salt Lake City, UT 84114

Honorable Lt. Governor:

Enclosed please find a certified copy of a disconnection ordinance adopted by the Payson City Council December 5, 2007 disconnecting a portion of property annexed into Payson City on November 6, 2002 as shown on the annexation agreement also enclosed. The legal description describes the area shown on the enclosed map. All of the legal requirements have been met to disconnect the property from Payson City. The property is now part of the unincorporated portion of Utah County.

This letter is written to satisfy the requirements of sections 10-1-116(1) and 10-2-507(2) of the Utah Code. If you have any questions or concerns, please contact me.

Sincerely,

David C. Tuckett
Payson City Attorney

Received
DEC 20 2007
Gary R. Herbert
Lieutenant Governor

Enclosures

cc: Utah County Recorder
Utah County Attorney's Office
Anderson Development
City Council
Development Services

**ORDINANCE 12-05-07-A**

**WHEREAS**, The Payson City received a letter dated October 3, 2007 along with an application seeking to disconnect approximately 328 acres of land, the description of which is hereinafter described, from Payson City Corporation;; and

**WHEREAS**, proper notice of the proposed disconnect has been given and a public hearing held on December 5, 2007; and

**NOW THEREFORE,** BE IT ORDAINED by the Payson City Council as follows:

The Payson City Council hereby accepts Anderson Development's Petition for Disconnection for the properties described in exhibit "A," which include parcel numbers 25:058:0002, 25:058:0009, 25:058:0014, 25:058:0020, 25:061:0002, 25:061:0009, and 25:062:0001, and which are otherwise known as the "Bearnson and Christensen properties" and hereby disconnects the properties from the municipal limits of Payson City. Payson City hereby revokes, rescinds and invalidates the North Payson Annexation Specific Plan and Annexation Agreement, (Recorded as Entry # 29430:2003, recorded on February 28, 2003 by the Utah County Recorder and attached as Exhibit "B") as said plan and annexation agreement relate to the Bearnson and Christensen Properties.

This ordinance will become effective immediately upon its passage by the Payson City Council and publication as required by law.

Passed by the Payson City Council this 5th day of December, 2007.

MAYOR

ATTEST:

RECORDER

PAYSON CITY SEAL UTAH

# Disconnection Legal Description

BEGINNING AT A POINT WHICH IS NORTH 89°37'07" EAST 3264.45 FEET FROM THE WEST QUARTER CORNER OF SECTION 34, TOWNSHIP 8 SOUTH, RANGE 2 EAST, SALT LAKE BASE AND MERIDIAN AND RUNNING THENCE NORTH 89°37'07" EAST 2,063.71 FEET TO THE EAST QUARTER CORNER OF SAID SECTION AND BEARING THENCE NORTH 89°23'45" EAST 594.00 FEET; THENCE SOUTH 0°36'15" EAST 49.50 FEET; THENCE NORTH 89°23'45" EAST 660.00 FEET; THENCE NORTH 0°36'15" WEST 49.50 FEET; THENCE NORTH 89°23'45" EAST 594.00 FEET; THENCE SOUTH 33°03'55" EAST 65.90 FEET; THENCE SOUTH 23°18'52" EAST 97.59 FEET; THENCE SOUTH 55°53'14" WEST 1,250.83 FEET; THENCE SOUTH 55°49'35" WEST 1,033.91 FEET; THENCE SOUTH 55°47'25" WEST 996.66 FEET; THENCE SOUTH 55°45'44" WEST 2,295.89 FEET; THENCE SOUTH 43°32'26" WEST 590.58 FEET; THENCE SOUTH 43°16'17" WEST 1,019.35 FEET; THENCE SOUTH 42°35'37" WEST 287.97 FEET; THENCE NORTH 6°58'55" WEST 2,009.22 FEET; THENCE SOUTH 89°46'31" WEST 1,020.35 FEET; THENCE SOUTH 89°25'02" WEST 307.28 FEET; THENCE NORTH 0°47'39" EAST 504.43 FEET; THENCE NORTH 0°54'40" EAST 100.44 FEET; THENCE NORTH 89°17'41" EAST 138.94 FEET; THENCE SOUTH 85°56'53" EAST 127.14 FEET; THENCE SOUTH 88°32'27" EAST 95.07 FEET; THENCE SOUTH 89°32'53" EAST 737.70 FEET; THENCE NORTH 88°34'14" EAST 153.29 FEET; THENCE NORTH 0°29'28" EAST 6.12 FEET; THENCE SOUTH 67°51'39" EAST 7.37 FEET;

NORTH 0°25'13" EAST 1349.10 FEET; THENCE NORTH 89°46'42" EAST 327.32 FEET; THENCE NORTH 0°33'00" EAST 607.57 FEET; THENCE SOUTH 90°00'00" EAST 1048.00 FEET; THENCE NORTH 0°30'06" WEST 56.30 FEET; THENCE NORTH 89°28'49" EAST 550.76 FEET; THENCE SOUTH 89°54'25" EAST 290.96 FEET; THENCE NORTH 0°02'45" WEST 25.91 FEET TO THE POINT OF BEGINNING.

LESS AND EXCEPTING THEREFROM THOSE PORTIONS LYING WITHIN THE BOUNDS OF ARROWHEAD TRAIL ROAD, 2200 WEST, AND 8400 SOUTH STREET.

CONTAINS 14,310,646 SQUARE FEET OR 328.527 ACRES.

STATE OF UTAH
RANDY N. MILLER
19JUN07
501187
PROFESSIONAL LAND SURVEYOR

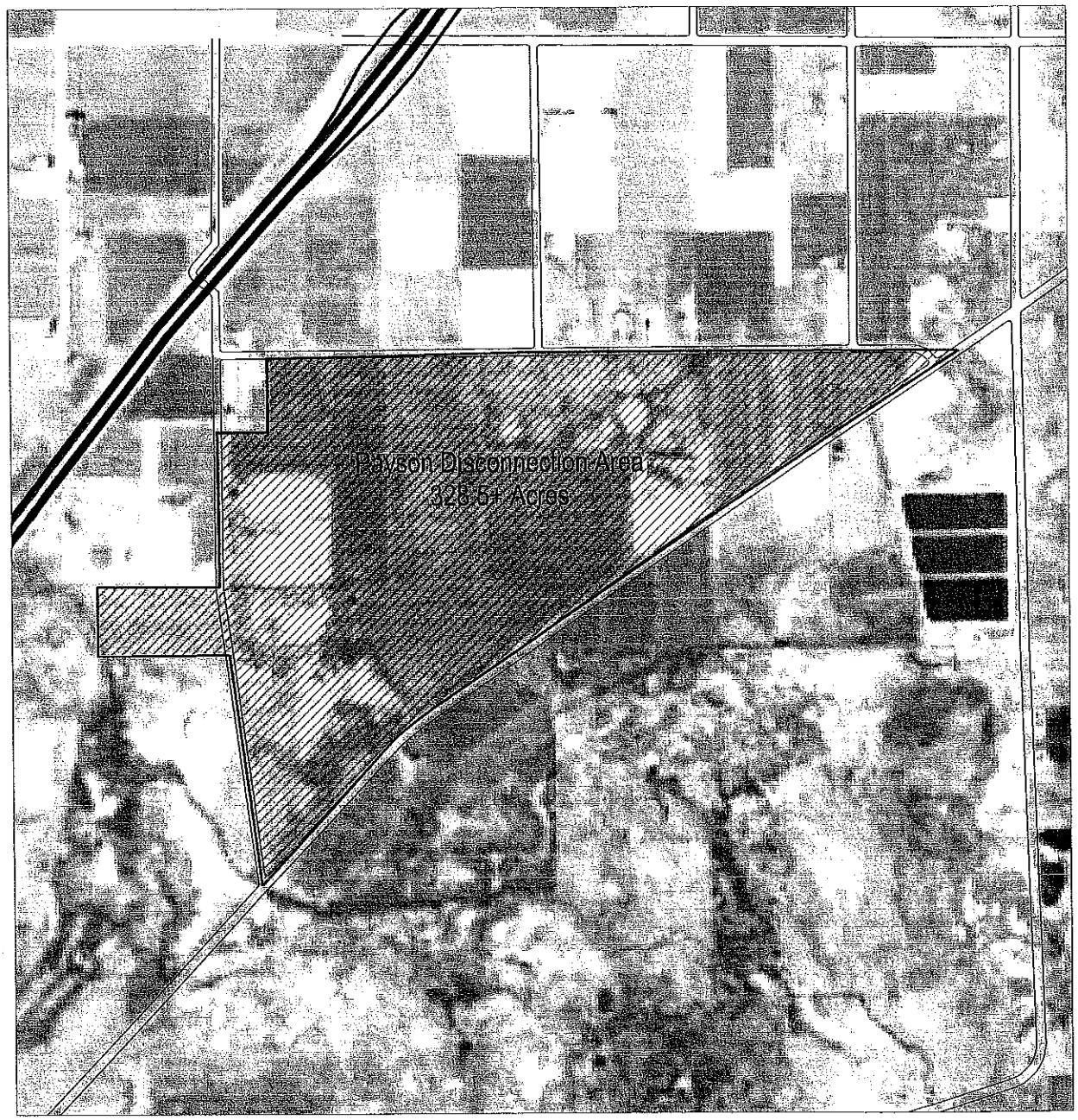
I, Jeanette Curtis, Payson City Recorder, do hereby certify that the attached 2 pages are a true and correct copy of Ordinance #12-05-07-A, an Ordinance adopted by the Payson City Council Meeting on December 5, 2007 accepting Anderson Development's Petition for Disconnection, and filed in the Office of the Payson City Recorder, 439 West Utah Avenue, Payson, Utah.

Dated this 18th day of December, 2007.

Jeanette Curtis

Jeanette Curtis, Recorder
Payson City

seal




Blake McCutchan
Landscape Architects & Land Planners
Blake / McCutchan Design, Inc.
1245 East Brickyard Road, Suite 555
Salt Lake City, UT 84106
801.467.0067
Fax 801.484.6239
www.blakemccutchan.com

Payson Disconnection Area

Project Information

Drawn By: SGM

Date: May 22, 2007

Scale/North:

North

(2)

ENT 29431:2003 PG 1 of 3
RANDALL A. COVINGTON
UTAH COUNTY RECORDER
2003 Feb 28 8:38 am FEE 0.00 BY SFS
RECORDED FOR PAYSON CITY CORPORATION

**ORDINANCE NUMBER 11-6-02 C**

**AN ORDINANCE EXTENDING THE MUNICIPAL BOUNDARIES OF THE PAYSON CITY CORPORATION SPECIFICALLY UTAH COUNTY PARCEL NUMBERS 30-010-0010, 30-010-0011, 30-010-0002, 30-010-0038, 30-010-0039, 30-010-0036, 30-027-0032, 30-010-0009, 30-010-0008, 30-010-0012, 30-009-0002, 30-010-0015, 30-009-0007, 25-058-0001, 30-009-0009, 25-057-0001, 25-058-0002, 25-058-0014, 25-058-0016, 25-061-0009, 25-062-0001, AND 30-009-0003, AND PROVIDING AN EFFECTIVE DATE.**

## Preamble

**WHEREAS**, the Payson City Council received a petition for annexation on May 1, 2002, pursuant to Section 10-2-403, Utah Code Annotated, 1953, as amended, and the petition met the requirements of the above-stated section; and

**WHEREAS**, the petition for annexation was certified by the Payson City Recorder; and

**WHEREAS**, after certification, notice was published and mailed pursuant to the requirements of Section 10-2-406, Utah Code Annotated, 1953, as amended; and

**WHEREAS**, no qualified protests were filed within 30 days of certification pursuant to Section 10-2-407, Utah Code Annotated, 1953, as amended; and

**WHEREAS**, a public hearing was held on November 6, 2002, pursuant to Section 10-2-407(3)(b)(ii), Utah Code Annotated, 1953, as amended; and

**WHEREAS**, the requested petition for annexation is an unincorporated area that is contiguous to Payson City, and all the requirements of the Utah annexation law have been met;

**NOW THEREFORE**, be it ordained by the City Council of Payson, Utah, that the North Payson Addition Annexation be annexed into the corporate boundaries of Payson City. The annexed area is more fully described as follows:

Legal Description:

BEGINNING AT A POINT ON THE EXISTING PAYSON CITY BOUNDARY LINE, SAID POINT BEING THE SOUTHWEST CORNER OF SECTION 4, TOWNSHIP 9 SOUTH, RANGE 2 EAST, S. L. B. & M.; THENCE ALONG THE FOLLOWING COURSES & DISTANCES:

NORTH 0°36'38" WEST 1076.69 FEET ALONG CURRENT CITY BOUNDARY; THENCE NORTH 37°23'22" EAST 250.46 FEET ALONG CURRENT CITY BOUNDARY; THENCE NORTH 0°36'38" WEST 119.46 FEET ALONG CURRENT CITY BOUNDARY; THENCE SOUTH 89°07'28" EAST 91.08 FEET ALONG CURRENT CITY BOUNDARY; THENCE

NORTH 36°54'48" EAST 558.26 FEET ALONG CURRENT CITY BOUNDARY; THENCE SOUTH 36°05'47" EAST 368.64 FEET TO SOUTHEAST RIGHT-OF-WAY LINE OF I-15; THENCE NORTH 32°42'17" EAST 120.06 FEET ALONG SAID SOUTHEASTERLY RIGHT-OF-WAY OF I-15; THENCE NORTH 36°29'47" EAST 531.95 FEET ALONG SAID SOUTHEASTERLY RIGHT-OF-WAY OF I-15; THENCE NORTH 37°50'26" EAST 3433.19 FEET ALONG SAID SOUTHEASTERLY RIGHT-OF-WAY OF I-15; THENCE SOUTH 89°15'12" EAST 1139.84 FEET ALONG A FENCELINE; THENCE SOUTH 88°10'23" EAST 557.66 FEET ALONG A FENCELINE; THENCE NORTH 0°55'00" EAST 595.70 FEET ALONG A FENCELINE; THENCE NORTH 89°24'57" EAST 165.12 FEET ALONG A FENCELINE; THENCE NORTH 596.18 FEET; THENCE SOUTH 89°20'00" EAST 775.32 FEET ALONG A FENCELINE; THENCE NORTH 89°23'00" EAST 293.00 FEET ALONG A FENCELINE TO THE WEST SIDE OF 2200 WEST; THENCE NORTH 0°16'00" EAST 1352.83 FEET ALONG A FENCELINE; THENCE NORTH 89°46'42" EAST 366.03 FEET ALONG A FENCELINE; THENCE NORTH 0°33'00" EAST 683.46 FEET ALONG A FENCELINE TO THE NORTH SIDE OF 8400 SOUTH; THENCE NORTH 89°19'30" EAST 2455.32 FEET ALONG A FENCELINE; THENCE NORTH 89°45'11" EAST 1304.76 FEET ALONG THE NORTH RIGHT-OF-WAY OF 8400 SOUTH PER SPANISH FORK RANCH SUBDIVISION; THENCE SOUTH 0°00'46" EAST 8.95 FEET; THENCE SOUTH 89°51'00" EAST 191.26 FEET ALONG A FENCELINE TO THE EAST QUARTER OF SECTION 34; THENCE NORTH 89°45'00" EAST 1196.46 FEET ALONG A FENCELINE; THENCE SOUTH 83°48'00" EAST 47.47 FEET; THENCE SOUTH 89°42'30" EAST 952.48 FEET TO A POINT ON THE WESTERLY CORPORATE LIMITS OF SALEM CITY; THENCE SOUTH 56°00'53" WEST 63.99 FEET ALONG CURRENT CITY BOUNDARY OF SALEM CITY; THENCE SOUTH 55°51'52" WEST 3042.10 FEET ALONG CURRENT CITY BOUNDARY OF SALEM CITY; THENCE SOUTH 55°35'11" WEST 1272.23 FEET ALONG CURRENT CITY BOUNDARY OF SALEM CITY; THENCE SOUTH 55°33'00" WEST 1494.49 FEET ALONG A FENCELINE ON THE SOUTHEASTERLY SIDE OF ARROWHEAD TRAIL ROAD; THENCE SOUTH 43°14'30" WEST 6392.81 FEET ALONG A FENCELINE ON THE SOUTHEASTERLY SIDE OF ARROWHEAD TRAIL ROAD; THENCE NORTH 89°46'58" WEST 1008.75 FEET ALONG CURRENT CITY BOUNDARY OF PAYSON CITY; THENCE SOUTH 89°12'16" WEST 1643.26 FEET ALONG CURRENT CITY BOUNDARY OF PAYSON CITY; THENCE SOUTH 0°05'44" EAST 702.55 FEET ALONG CURRENT CITY BOUNDARY OF PAYSON CITY; THENCE NORTH 89°58'29" WEST 401.49 FEET ALONG CURRENT CITY BOUNDARY OF PAYSON CITY; THENCE NORTH 0°55'04" EAST 661.23 FEET ALONG CURRENT CITY BOUNDARY OF PAYSON CITY; THENCE NORTH 89°31'34" WEST 337.69 FEET ALONG CURRENT CITY BOUNDARY OF PAYSON CITY; THENCE NORTH 1°10'06" EAST 3.06 FEET ALONG CURRENT CITY BOUNDARY OF PAYSON CITY; THENCE NORTH 89°31'34" WEST 124.52 FEET ALONG THE CURRENT CITY BOUNDARY OF PAYSON CITY; THENCE NORTH 0°28'39" WEST 22.51 FEET TO THE POINT OF BEGINNING.

Contains 814.66 Acres

BASIS OF BEARING: NORTH 0°36'38" WEST ALONG THE SECTION LINE BETWEEN THE SOUTHWEST CORNER OF SECTION 4, TOWNSHIP 9 SOUTH, RANGE 2 EAST, TO THE WEST QUARTER CORNER OF SECTION 4.

This Ordinance shall take effect immediately upon its passage by the Payson City Council and subsequent publication in the Payson Chronicle, a newspaper published in Payson City, and shall be recorded in the Ordinance book of Payson City, together with proof of publication thereof.

Passed and adopted this 6th day of November, 2002.

By Bernell C. Evans
Bernell C. Evans
Mayor of Payson City

ATTEST:
Jeanette Curtis
Jeanette Curtis
City 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 notice of boundary adjustment for PLEASANT GROVE CITY, dated September 16th, 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 PLEASANT GROVE CITY, located in Utah County, State of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 10th day of November, 2008 at Salt Lake City, Utah.

Gary R Herbert

GARY R. HERBERT
Lieutenant Governor

Pleasant Grove

Utah's City of Trees

October 28, 2008

State of Utah
Justin Siebenhaar
Special Assistant to the Lt. Governor
Utah State Capitol Complex Bldg. Ste 220
Salt Lake City, UT 84114

Dear Mr. Siebenhaar:

Enclosed is Pleasant Grove City's Resolution No. 2008-026, a resolution amending its Articles of Incorporation for the Pleasant Grove/Cedar Hills Common Boundary Adjustment No. 3

I'm also including a certified/recorded copy of Ordinance 2008-23, which shows the approval of said boundary adjustment at a public hearing held on September 16, 2008.

Thank you,

Sincerely,

Amanda R. Fraughton

Amanda R. Fraughton, CMC
City Recorder

Please mail our Certificate of Amended Articles of Incorporation to:
Attn: Amanda
Pleasant Grove City
70 South 100 East
Pleasant Grove, UT 84062

Received

OCT 29 2008

Gary R. Herbert
Lieutenant Governor

U:\AFRAUGHT\MyFiles\Recorder's\Articles of Incorp\Lt. Governor's letter PGCH Adjustment No 3 Articles of Inc 2008.doc

70 South 100 East • Pleasant Grove, Utah 84062 • Phone (801) 785-5045 • Fax (801) 785-8925

WHEN RECORDED RETURN TO:
Pleasant Grove City
Attn: Amanda R. Fraughton
City Recorder
70 S. 100 E.
Pleasant Grove, UT 84062

ENT 107699:2008 PG 1 of 6
RANDALL A. COVINGTON
UTAH COUNTY RECORDER
2008 Sep 30 4:21 pm FEE 0.00 BY SS
RECORDED FOR PLEASANT GROVE CITY CORPORA

# ORDINANCE NO. 2008-23

## AN ORDINANCE ADJUSTING THE COMMON BOUNDARIES BETWEEN PLEASANT GROVE CITY AND THE CITY OF CEDAR HILLS, TO BE KNOWN AS THE PLEASANT GROVE/CEDAR HILLS COMMON BOUNDARY ADJUSTMENT NO. 3; AND PROVIDING FOR AN EFFECTIVE DATE.

**WHEREAS**, Section 10-2-419, Utah Code Annotated, (2001 Supp.) establishes a procedure and criteria for the adjustment of the common boundary between adjacent municipalities; and

**WHEREAS,** Pleasant Grove City shares certain common boundaries with the City of Cedar Hills; and

**WHEREAS,** it is the intent of both cities that their common boundary be clear and run along appropriate property boundaries; and

**WHEREAS**, the City of Cedar Hill is in better position to provide municipal sewer services to certain parcels along the common boundary and has resolved not to provide sewer services to anyone outside their municipal boundaries; and

**WHEREAS,** Pleasant Grove City and the City of Cedar Hills desire to adjust their common boundaries to enable certain property owners to obtain sewer services; and

**WHEREAS,** the Pleasant Grove City Council approved Resolution 2008-023 on July 15, 2008 stating its intent to adjust the said common boundaries; and

**WHEREAS,** the Pleasant Grove City Council held a public hearing on September 16, 2008 to consider approving said boundary adjustment and to receive pubic comment; and

**WHEREAS**, said public hearing was advertised as required by Section 10-2-419 Utah State Code Annotated; and

**WHEREAS**, the required percentage of protests, in accordance to Utah State Law, were not received by Pleasant Grove City contesting the proposed boundary adjustment.

**NOW, THEREFORE, BE IT ORDAINED** by the City Council of Pleasant Grove City, Utah County, State of Utah, as follows:

PART 1.

The City Council of Pleasant Grove City, in accordance with the terms of Utah State Law relating to boundary adjustments found in Utah Code Annotated § 10-2-419, hereby joins the City of Cedar Hill in requesting that the following property owners' parcels be transferred from the municipal jurisdiction of Pleasant Grove City to the City of Cedar Hills: **Parcel No. 1:** Dana Du Jardine, Anthony J. Du Preez; **Parcel No. 2:** Sheldon M. Sadler, Chris W. Roten, James V. & Ruth Johnson, Aaron D. & Crystal A. Michaelis, Lewis M. & Dorothy L. Edwards, James M. & Kathy M. Branin, Sandra T. Robinson, Tommy D and Kristie M. Freeman and Dennis W. & Margaret B. Egbert; **Parcel No. 3:** Logan R & Adele M. Jones, Town of Cedar Hills, Tomie Jensen and Jerry Nyle Hamling; **Parcel No. 4:** Tracy W. & Alyssa R. Flinders. The description and map describing the location of the territory proposed for adjustment are set forth in Exhibit "A," which is attached hereto and incorporated herein by reference.

PART 11.

The City Council of Pleasant Grove hereby indicates its desire and intent to adjust the common boundary with the City of Cedar Hills, as described in Exhibit "A."

PART 111. SEVERABILITY.

The sections, paragraphs, sentences, clauses and phrases of this Ordinance are severable. If any such section, paragraph, sentence, clause or phrase shall be declared invalid or unconstitutional by the valid judgment or decree of a Court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any of the remaining sections, paragraphs, sentences, clauses or phrases of this Ordinance.

PART 1V. EFFECTIVE DATE.

This ordinance shall take effect upon its passage and shall be posted or published as required by law.

**APPROVED AND ADOPTED BY THE CITY COUNCIL OF PLEASANT GROVE, UTAH,** this 16th day of September, 2008.

Michael W. Daniels, Mayor

ATTEST:

Amanda R. Fraughton, CMC
City Recorder

(SEAL)

EXHIBIT "A"

**PARCEL NO. 1 COMPRISED BY PARCELS OF LAND OWNED BY:**
**Dana DuJardin, ENT # 63601:2006**
**Anthony J. Du Preez ENT #103343:2006**
Beginning in the Pleasant Grove/Cedar Hills City Boundary at a point located 2631.75 feet East and 2048.50 feet North from the Southwest Corner of Section 8, Township 5 South, Range 2 East, Salt Lake Base and Meridian; thence along said city boundary the following four (4) courses: (1)S. 00°57'11" E. 343.44 feet, (2) S. 51°41'35" W. 194.27 feet, (3) S. 35°44'00" E. 138.36 feet; (4) S. 45° 08'12" E. 59.96 feet; thence West 137.14 feet to the center of the State Highway; thence N. 17°49'38" W. 539.43 feet along the center of said State Highway; thence N. 72°08'55" E. 342.19 feet to the point of beginning. Containing 2.77 acres, more or less. Basis of Bearings: Utah State Plane Coordinate System NAD 1983, Central Zone

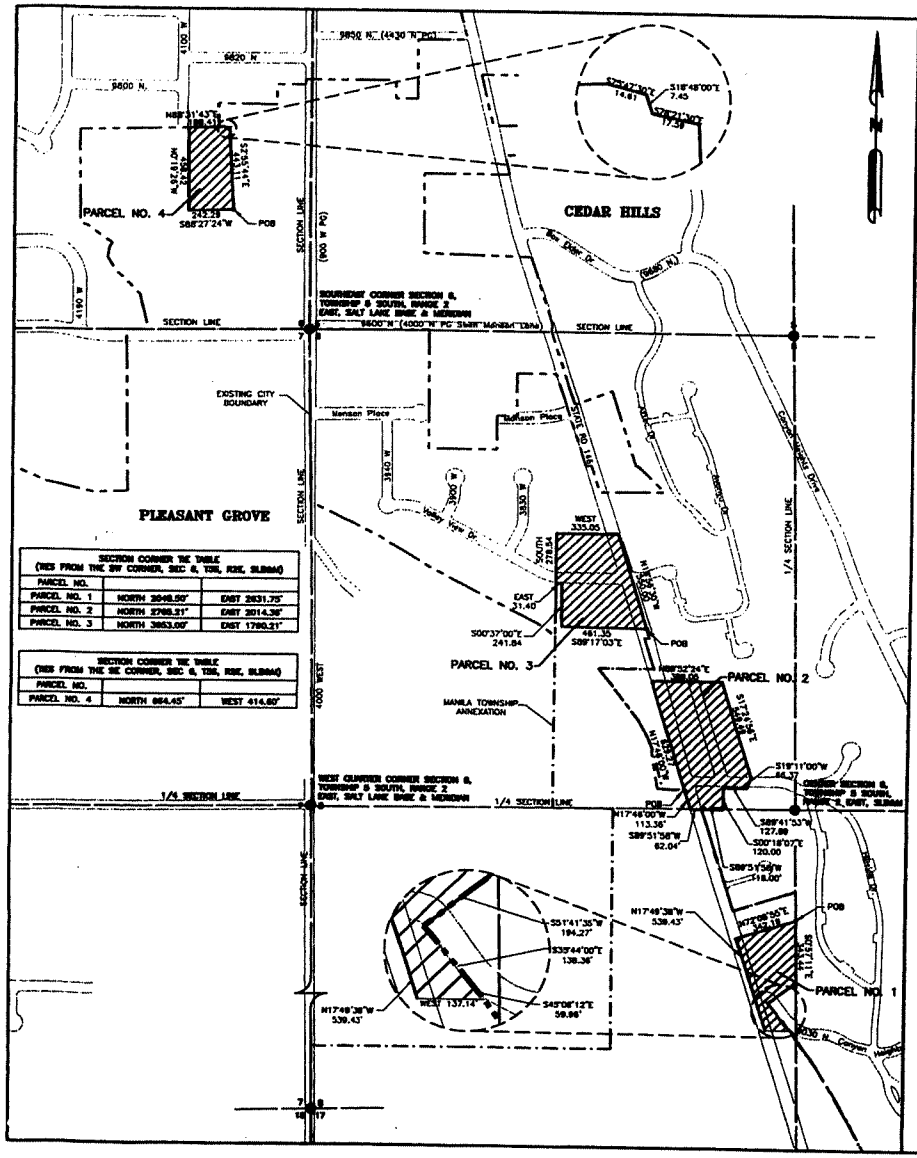
**PARCEL NO. 2 COMPRISED BY PARCELS OF LAND OWNED BY:**
**Sheldon M. Sadler, ENT # 161818:2007**
**Chris W. Roten, ENT # 30968, BK. 3418 PG. 332**
**James V. & Ruth Johnson, ENT # 9313:2008**
**Aaron D. & Crystal A. Michaelis, ENT # 15126:2007**
**Lewis M. & Dorothy L. Edwards, ENT # 99814, BK. 4465, PG. 867**
**James M. & Kathy M. Branin, ENT # 103256, BK. 4808, PG. 520**
**Sandra T. Robinson, TRUSTEE, ENT # 132849:2007**
**Tommy D and Kristie M. Freeman, ENT # 102364:2002**
**Dennis W. & Margaret B. Egbert, ENT # 123582:2005**
(**NOTE:** All of the above tracts of land are situate in the Mahogany Acres - Plat "A" Subdivision, located in Section 8, Township 5 South, Range 2 East, Salt Lake Base and Meridian)
Beginning at a point located 2014.36 ft. East and 2765.21 feet North from the South West Corner of said Section 8, said point being on the boundary of the Manila Township Annexation No. 1 as platted on Entry No. 39960, Map #7069 in the office of the Utah County Recorder, Utah; thence N. 17°46'00" W. 629.27 feet; following said annexation boundary; thence N. 89°52'24" E. 389.05 feet; following said annexation boundary; thence S. 17°24'56" E. 549.49 feet; following said annexation boundary; thence S. 19°11'00" W. 66.37 feet; following said annexation boundary; thence S. 89°41'53" W. 127.69 feet; following said annexation boundary; thence S. 00°18'07" E. 120.00 feet; following said annexation boundary; thence S. 89°51'58" W. 116.00 feet; thence S. 89°51'58" W. 62.04 feet; to the West ROW of the State Road; thence N. 17°46'00" W. 113.36 feet; along said State Road ROW to P.O.B.; containing 5.73 acres, more or less. Basis of Bearings: Utah State Plane Coordinate System NAD 1983, Central Zone

**PARCEL NO. 3 COMPRISED BY PARCELS OF LAND OWNED BY:**
**Logan R & Adele M. Jones, ENT # 10880 BK. 3364 PG. 552 &**
**ENT # 42483 BK. 3974 PG. 791**
**Town of Cedar Hills, ENT # 70887 BK. 4704 PG. 616 &**
**ENT # 133752 BK. 5315 PG. 37**
**Tomie Jensen, ENT # 151038:2005**
**Jerry Nyle Hamling, ENT # 62884:2006**
Beginning at a point located 1790.21 ft. East and 3653.00 feet North from the South West Corner of said Section 8, said point being on the boundary of the Manila Township Annexation No. 1 as platted on Entry No. 39960, Map #7069 in the office of the Utah County Recorder, Utah; thence N. 16°56'30" W. 550.00 feet; following said annexation boundary; thence West 335.05 feet;

following said annexation boundary; thence South 278.54 feet; following said annexation boundary; thence East 31.40 feet; thence S. 00°37'00" E. 241.84 feet; thence S. 89°17'03" E. 461.35 feet to said annexation boundary & P.O.B. Containing 4.798 acres, more or less. Basis of Bearings: Utah State Plane Coordinate System NAD 1983, Central Zone

**PARCEL NO. 4 COMPRISED BY PARCELS OF LAND OWNED BY:**
**Tracy W. & Alyssa R. Flinders, ENT 91439:2004**
Beginning in the South line of said subdivision at a point being 664.45 feet North and 414.60 feet West of the Southeast Corner of said Section 6; thence S. 88°27'24" W. 242.29 feet along the south boundary of said lot 3 to the southwest corner of said subdivision; thence N. 0°19'26" W. 458.42 feet along the west boundary of said lot to the existing Pleasant Grove/Cedar Hills boundary line; thence N. 88°31'43" E. 188.41 feet along said city boundary to an old fenceline; thence southerly along said old fenceline the following four (4) courses: (1) S. 75°47'30" E. 14.61 feet, (2) S. 18°48'00" E. 7.45 feet, (3) S. 78°21'30" E. 17.59 feet, (4) S. 2°55'44" E. 443.11 feet to the Point of Beginning. Containing 2.43 acres, more or less. Basis of Bearings: Utah State Plane Coordinate System NAD 1983, Central Zone

EXHIBIT A-1




| SECTION CORNER TIE TABLE (TIES FROM THE SW CORNER, SEC 6, T5S, R2E, SLB&M) | | |
|---|---|---|
| PARCEL NO. | | |
| PARCEL NO. 1 | NORTH 3648.50' | EAST 2831.75' |
| PARCEL NO. 2 | NORTH 2798.21' | EAST 2014.38' |
| PARCEL NO. 3 | NORTH 3853.00' | EAST 1790.21' |

| SECTION CORNER TIE TABLE (TIES FROM THE SE CORNER, SEC 6, T5S, R2E, SLB&M) | | |
|---|---|---|
| PARCEL NO. | | |
| PARCEL NO. 4 | NORTH 664.45' | WEST 414.60' |

## BOUNDARY ADJUSTMENT DESCRIPTIONS CONT'D

PARCEL NO.4 COMPRISED OF A PARCEL OF LAND OWNED BY:
TRACY W. & ALYSSA R. FLINDERS, ENT # 91438:2004

A TRACT OF LAND BEING PART OF LOT 3 PINE MEADOWS ESTATES PLAT "A", A SUBDIVISION SITUATE IN THE SOUTHWEST QUARTER SECTION 6, TOWNSHIP 5 SOUTH, RANGE 2 EAST OF THE SALT LAKE BASE AND MERIDIAN MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING IN THE SOUTH LINE OF SAID SUBDIVISION AT A POINT BEING 664.45 FEET NORTH AND 414.60 FEET WEST OF THE SOUTHEAST CORNER OF SAID SECTION 6; THENCE S. 88°27'24" W. 342.58 FEET ALONG THE SOUTH BOUNDARY OF SAID LOT 3 TO THE SOUTHWEST CORNER OF SAID SUBDIVISION; THENCE N. 0°19'29" W. 468.42 FEET ALONG THE WEST BOUNDARY OF SAID LOT TO THE EXISTING PLEASANT GROVE/CEDAR HILLS BOUNDARY LINE; THENCE N. 88°31'43" E. 188.41 FEET ALONG SAID CITY BOUNDARY TO AN OLD FENCE LINE; THENCE SOUTHERLY ALONG SAID OLD FENCE LINE THE FOLLOWING FOUR (4) COURSES: (1) S. 75°47'20" E. 14.81 FEET, (2) S. 18°48'00" E. 7.45 FEET, (3) S. 78°21'30" E. 17.59 FEET, (4) S. 2°56'44" E. 443.11 FEET TO THE POINT OF BEGINNING.

CONTAINING 2.43 ACRES, MORE OR LESS.
BASIS OF BEARINGS: UTAH STATE PLANE COORDINATE SYSTEM NAD 1983, CENTRAL ZONE

## ACCEPTANCE BY LEGISLATIVE BODY--CEDAR HILLS

THIS IS TO CERTIFY THAT WE, THE CEDAR HILLS CITY COUNCIL, RECEIVED PETITIONS SIGNED BY A MAJORITY OF OWNERS OF THE PROPERTIES SHOWN HEREON REQUESTING THAT SAID PROPERTIES BE BOUNDARY ADJUSTED TO THE CITY OF CEDAR HILLS, AND THAT A COPY OF THE ORDINANCE HAS BEEN PREPARED FOR FILING HEREWITH ALL IN ACCORDANCE WITH THE UTAH BOUNDARY COMMISSION ACT, 10-2-401 THRU 423, (2001 SUPP.), AND THAT WE HAVE EXAMINED AND DO HEREBY APPROVE AND ACCEPT THE BOUNDARY ADJUSTMENT OF PROPERTIES AS SHOWN AS PART OF SAID CITY AND THAT SAID PROPERTIES OF LAND ARE TO BE KNOWN HEREAFTER AS THE PLEASANT GROVE/ CEDAR HILLS COMMON BOUNDARY ADJUSTMENT NO. 3.

DATED THIS____DAY OF_____, 2008 CEDAR HILLS CITY COUNCIL.

MAYOR _____ COUNCIL MEMBER _____
COUNCIL MEMBER _____ COUNCIL MEMBER _____
COUNCIL MEMBER _____ COUNCIL MEMBER _____

ATTEST:

CEDAR HILLS CITY CLERK/RECORDER

## ACCEPTANCE BY LEGISLATIVE BODY PLEASANT GROVE CITY

THIS IS TO CERTIFY THAT WE, THE PLEASANT GROVE CITY COUNCIL, RECEIVED PETITIONS SIGNED BY A MAJORITY OF OWNERS OF THE PROPERTIES SHOWN HEREON REQUESTING THAT SAID PROPERTIES BE BOUNDARY ADJUSTED TO THE CITY OF CEDAR HILLS, AND THAT A COPY OF THE ORDINANCE HAS BEEN PREPARED FOR FILING HEREWITH ALL IN ACCORDANCE WITH THE UTAH BOUNDARY COMMISSION ACT, 10-2-401 THRU 423, (2001 SUPP.), AND THAT WE HAVE EXAMINED AND DO HEREBY APPROVE AND ACCEPT THE BOUNDARY ADJUSTMENT OF PROPERTIES AS SHOWN AS PART OF SAID CITY AND THAT SAID PROPERTIES OF LAND ARE TO BE KNOWN HEREAFTER AS THE PLEASANT GROVE/ CEDAR HILLS COMMON BOUNDARY ADJUSTMENT NO. 3.

DATED THIS____DAY OF_____, 2008 PLEASANT GROVE CITY COUNCIL.

MAYOR _____ COUNCIL MEMBER _____
COUNCIL MEMBER _____ COUNCIL MEMBER _____
COUNCIL MEMBER _____ COUNCIL MEMBER _____

ATTEST:

PLEASANT GROVE CITY CLERK/RECORDER

GRAPHIC SCALE 0 300 600 150 600

CIVIL SCIENCE
3200 West Clubhouse Drive
Lehi, UT 84043
PHONE (801)768-1025, FAX (801)768-1026

| CLERK/RECORDER SEAL | SURVEYOR'S SEAL | CITY ENGINEER'S SEAL | CLERK/RECORDER SEAL |
|---|---|---|---|
| | No. 172892 Dan E. Knowlden | | |

## SURVEYOR'S CERTIFICATE

I, DAN E. KNOWLDEN, DO HEREBY CERTIFY THAT I AM A PROFESSIONAL LAND SURVEYOR REGISTERED IN THE STATE OF UTAH AND THAT I HOLD CERTIFICATE NO. 172892 AS PRESCRIBED UNDER THE LAWS OF THE STATE OF UTAH. I FURTHER CERTIFY THAT BY AUTHORITY OF THE OWNERS, THIS BOUNDARY ADJUSTMENT PLAT WAS PREPARED BY CIVIL SCIENCE, INC. AND THAT THE PROPERTIES SHOWN HEREON AND DESCRIBED BELOW REPRESENT THE INTENDED ADJUSTMENT TO THE PLEASANT GROVE/CEDAR HILLS COMMON BOUNDARIES. I FURTHER STATE THAT THE BOUNDARIES SHOWN HEREON IN NO WAY REPRESENT ANY BOUNDARIES TALK IN FEE OR ACTUAL OCCUPATION LINES. I HEREBY STATE THAT THE BOUNDARY ADJUSTMENT DESCRIPTIONS ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE, INFORMATION, BELIEF AND IN MY PROFESSIONAL OPINION.

SURVEYOR (SEE SEAL BELOW) _____ DATE _____

## BOUNDARY ADJUSTMENT DESCRIPTIONS

PARCEL NO. 1 COMPRISED OF PARCELS OF LAND OWNED BY:
DANA DOUGLAS, ENT # 63601:2006;
ANTHONY J. DU PREEZ, ENT # 103343:2006

BEGINNING IN THE PLEASANT GROVE/CEDAR HILLS CITY BOUNDARY AT A POINT LOCATED 2831.75 FEET EAST AND 3648.50 FEET NORTH FROM THE SOUTHWEST CORNER OF SECTION 6, TOWNSHIP 5 SOUTH, RANGE 2 EAST, SALT LAKE BASE AND MERIDIAN; THENCE ALONG SAID CITY BOUNDARY THE FOLLOWING FOUR (4) COURSES: (1) S. 00°37'11"E. 343.44 FEET, (2) S. 51°41'35" W. 194.27 FEET, (3) S. 30°44'00"E. 138.36 FEET, (4) S. 45° 08'12" E. 59.86 FEET; THENCE WEST 137.14 FEET TO THE CENTER OF THE STATE HIGHWAY; THENCE N. 17°49'38" W. 539.43 FEET ALONG THE CENTER OF SAID STATE HIGHWAY; THENCE N.72°08'55" E. 342.19 FEET TO THE POINT OF BEGINNING.

CONTAINING 2.77 ACRES, MORE OR LESS.
BASIS OF BEARINGS: UTAH STATE PLANE COORDINATE SYSTEM NAD 1983, CENTRAL ZONE

PARCEL NO. 2 COMPRISED OF PARCELS OF LAND OWNED BY:
SHELDON M. SADLER, ENT # 101818:2007;
CHRIS W. ROYDL, ENT # 30998, BK.3418 PG.332
JAMES V. & RUTH JOHNSON, ENT. # 6313:2008
AARON D. & CRYSTA A. MICHAELS, ENT. # 15126:2007
LEWIS M. & DOROTHY L. EDWARDS, ENT. # 98814, BK. 4465, PG. 867
JAMES M. & KATHY M. BRAGG, ENT. # 103294, BK. 4808, PG. 520
SANDRA T. ROBINSON, TRUSTEE, ENT. # 133848:2007
TOMMY D AND KRISTIE M. FREEMAN, ENT. # 108394:2002
DENNIS W. & MARGARET B. EMBERY, ENT. # 123562:2005

(NOTE: ALL OF THE ABOVE TRACTS OF LAND ARE SITUATE IN THE MANOMAHY ACRES – PLAT "A" SUBDIVISION, LOCATED IN SECTION 6, TOWNSHIP 5 SOUTH, RANGE 2 EAST, SALT LAKE BASE AND MERIDIAN)

BEGINNING AT A POINT LOCATED 2014.38 FT. EAST AND 2798.21 FEET NORTH FROM THE SOUTH WEST CORNER OF SAID SECTION 6, SAID POINT BEING ON THE BOUNDARY OF THE MANILA TOWNSHIP ANNEXATION NO. 1 AS PLATTED ON ENTRY NO. 39980, MAP #7088 IN THE OFFICE OF THE UTAH COUNTY RECORDER, UTAH;

| | | |
|---|---|---|
| THENCE N. 17°49'00" W | 689.37 FEET; | FOLLOWING SAID ANNEXATION BOUNDARY |
| THENCE N. 89°58'54" E | 388.05 FEET; | FOLLOWING SAID ANNEXATION BOUNDARY |
| THENCE S. 17°24'36" E | 548.49 FEET; | FOLLOWING SAID ANNEXATION BOUNDARY |
| THENCE S. 19°11'00" W | 86.37 FEET; | FOLLOWING SAID ANNEXATION BOUNDARY |
| THENCE S. 89°41'53" W | 127.80 FEET; | FOLLOWING SAID ANNEXATION BOUNDARY |
| THENCE S. 00°18'07" E | 120.00 FEET; | FOLLOWING SAID ANNEXATION BOUNDARY |
| THENCE S. 89°51'56" W | 116.00 FEET; | |
| THENCE S. 89°51'56" W | 62.04 FEET; | TO THE WEST ROW OF THE STATE ROAD |
| THENCE N. 17°49'00" W | 113.36 FEET; | ALONG SAID STATE ROAD ROW TO P.O.B. |

CONTAINING 3.73 ACRES, MORE OR LESS.
BASIS OF BEARINGS: UTAH STATE PLANE COORDINATE SYSTEM NAD 1983, CENTRAL ZONE

PARCEL NO. 3 COMPRISED OF PARCELS OF LAND OWNED BY:
LOGAN R & ADELE M. JONES, ENT # 10889 BK. 3094 PG. 882 ENT # 43483 BK 3874 PG. 781
TOWN OF CEDAR HILLS, ENT # 76887 BK. 4704 PG. 615 ENT # 133782 BK 5315 PG. 37
TONIE JENSEN ENT # 154038:2006
JERRY HYLE HAWLINS ENT # 68894:2006

BEGINNING AT A POINT LOCATED 1790.21 FT. EAST AND 3853.00 FEET NORTH FROM THE SOUTH WEST CORNER OF SAID SECTION 6, SAID POINT BEING ON THE BOUNDARY OF THE MANILA TOWNSHIP ANNEXATION NO. 1 AS PLATTED ON ENTRY NO. 39980, MAP #7088 IN THE OFFICE OF THE UTAH COUNTY RECORDER, UTAH;

| | | |
|---|---|---|
| THENCE N. 19°24'30" W. | 689.05 FEET; | FOLLOWING SAID ANNEXATION BOUNDARY |
| THENCE WEST | 336.05 FEET; | FOLLOWING SAID ANNEXATION BOUNDARY |
| THENCE SOUTH | 278.94 FEET; | FOLLOWING SAID ANNEXATION BOUNDARY |
| THENCE EAST | 31.40 FEET; | |
| THENCE S. 00°37'00" E | 241.84 FEET; | |
| THENCE S. 89°17'03" E | 481.35 FEET; | TO SAID ANNEXATION BOUNDARY & P.O.B. |

CONTAINING 4.796 ACRES, MORE OR LESS.
BASIS OF BEARINGS: UTAH STATE PLANE COORDINATE SYSTEM NAD 1983, CENTRAL ZONE

BOUNDARY ADJUSTMENT PLAT

# PLEASANT GROVE/CEDAR HILLS COMMON BOUNDARY ADJUSTMENT NO. 3

UTAH COUNTY, UTAH

JULY 2008

SHEET 1 OF 1

ENT 107699:2008 PG 6 of 6

# RESOLUTION NO. 2008-026

**A RESOLUTION OF PLEASANT GROVE CITY AMENDING ITS ARTICLES OF INCORPORATION FOR THE PLEASANT GROVE/CEDAR HILLS COMMON BOUNDARY ADJUSTMENT NO. 3.**

**WHEREAS,** the City of Pleasant Grove, a Utah Municipal Corporation, was incorporated on January 19, 1855.

**WHEREAS,** the City of Pleasant Grove City is a "City of Third Class" as defined in Utah Code Annotated § 10-2-301 (2) (c), Utah Code Annotated, having a population of 30,000 or more, but less than 65,000.

**WHEREAS,** since its incorporation the City of Pleasant Grove has boundary adjusted parcels of property out of its incorporated area; and

**WHEREAS,** the Lieutenant Governor's office of the State of Utah now requires that a city's Articles of Incorporation be amended whenever property is boundary adjusted out of the City.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF PLEASANT GROVE CITY** that the geographical description of the City of Pleasant Grove, Utah County, Utah, and its Articles of Incorporation, hereto attached as Exhibit "A," are hereby amended as described in the attached Amended Articles of Incorporation dated October 21, 2008.

**PASSED, APPROVED AND ADOPTED AND MADE EFFECTIVE** by the City Council of Pleasant Grove City this 21st day of October, 2008.

Michael W. Daniels, Mayor

(SEAL)

ATTEST:

Amanda R. Fraughton, CMC
City Recorder

Exhibit "A"

**AMENDED ARTICLES OF INCORPORATION**
**OF THE CITY OF PLEASANT**

Pursuant to provisions of the "Utah Municipal Code," the City of Pleasant Grove in Utah County, Utah, acting by its Mayor and approved by Resolution of the City Council during a Public Meeting held on October 21, 2008, hereby amends its original Articles of Incorporation dated January 19,1855 and states the following as its Amended Articles of Incorporation:

1. The name of the municipality is the Municipal Corporation of Pleasant Grove, also known as Pleasant Grove City Corporation or the City of Pleasant Grove.

2. The geographical description of the City of Pleasant Grove is as follows:

## Description

(Pleasant Grove/Cedar Hills 2008 Common Boundary Adjustment N0. 3)

**DESCRIPTIONS OF LAND TO BE ADJUSTED OUT OF PLEASANT GROVE CITY:**

**PARCEL NO. 1 COMPRISED BY PARCELS OF LAND OWNED BY:**
**Dana DuJardin, ENT # 63601:2006**
**Anthony J. Du Preez ENT #103343:2006**
Beginning in the Pleasant Grove/Cedar Hills City Boundary at a point located 2631.75 feet East and 2048.50 feet North from the Southwest Corner of Section 8, Township 5 South, Range 2 East, Salt Lake Base and Meridian; thence along said city boundary the following four (4) courses: (1)S. 00°57'11" E. 343.44 feet, (2) S. 51°41'35" W. 194.27 feet, (3) S. 35°44'00" E. 138.36 feet; (4) S. 45° 08'12" E. 59.96 feet; thence West 137.14 feet to the center of the State Highway; thence N. 17°49'38" W. 539.43 feet along the center of said State Highway; thence N. 72°08'55" E. 342.19 feet to the point of beginning. Containing 2.77 acres, more or less. Basis of Bearings: Utah State Plane Coordinate System NAD 1983, Central Zone

**PARCEL NO. 2 COMPRISED BY PARCELS OF LAND OWNED BY:**
**Sheldon M. Sadler, ENT # 161818:2007**
**Chris W. Roten, ENT # 30968, BK. 3418 PG. 332**
**James V. & Ruth Johnson, ENT # 9313:2008**
**Aaron D. & Crystal A. Michaelis, ENT # 15126:2007**
**Lewis M. & Dorothy L. Edwards, ENT # 99814, BK. 4465, PG. 867**
**James M. & Kathy M. Branin, ENT # 103256, BK. 4808, PG. 520**
**Sandra T. Robinson, TRUSTEE, ENT # 132849:2007**
**Tommy D and Kristie M. Freeman, ENT # 102364:2002**
**Dennis W. & Margaret B. Egbert, ENT # 123582:2005**
(**NOTE:** All of the above tracts of land are situate in the Mahogany Acres - Plat "A" Subdivision, located in Section 8, Township 5 South, Range 2 East, Salt Lake Base and Meridian)

Beginning at a point located 2014.36 ft. East and 2765.21 feet North from the South West Corner of said Section 8, said point being on the boundary of the Manila Township Annexation No. 1 as platted on Entry No. 39960, Map #7069 in the office of the Utah County Recorder, Utah; thence N. 17°46'00" W. 629.27 feet; following said annexation boundary; thence N. 89°52'24" E. 389.05 feet; following said annexation boundary; thence S. 17°24'56" E. 549.49 feet; following said annexation boundary; thence S. 19°11'00" W. 66.37 feet; following said annexation boundary; thence S. 89°41'53" W. 127.69 feet; following said annexation boundary; thence S. 00°18'07" E. 120.00 feet; following said annexation boundary; thence S. 89°51'58" W. 116.00 feet; thence S. 89°51'58" W. 62.04 feet; to the West ROW of the State Road; thence N. 17°46'00" W. 113.36 feet; along said State Road ROW to P.O.B.; containing 5.73 acres, more or less. Basis of Bearings: Utah State Plane Coordinate System NAD 1983, Central Zone

**<u>PARCEL NO. 3</u> COMPRISED BY PARCELS OF LAND OWNED BY:**
**Logan R & Adele M. Jones, ENT # 10880 BK. 3364 PG. 552 &**
**ENT # 42483 BK. 3974 PG. 791**
**Town of Cedar Hills, ENT # 70887 BK. 4704 PG. 616 &**
**ENT # 133752 BK. 5315 PG. 37**
**Tomie Jensen, ENT # 151038:2005**
**Jerry Nyle Hamling, ENT # 62884:2006**

Beginning at a point located 1790.21 ft. East and 3653.00 feet North from the South West Corner of said Section 8, said point being on the boundary of the Manila Township Annexation No. 1 as platted on Entry No. 39960, Map #7069 in the office of the Utah County Recorder, Utah; thence N. 16°56'30" W. 550.00 feet; following said annexation boundary; thence West 335.05 feet; following said annexation boundary; thence South 278.54 feet; following said annexation boundary; thence East 31.40 feet; thence S. 00°37'00" E. 241.84 feet; thence S. 89°17'03" E. 461.35 feet to said annexation boundary & P.O.B. Containing 4.798 acres, more or less. Basis of Bearings: Utah State Plane Coordinate System NAD 1983, Central Zone

**<u>PARCEL NO. 4</u> COMPRISED BY PARCELS OF LAND OWNED BY:**
**Tracy W. & Alyssa R. Flinders, ENT 91439:2004**

Beginning in the South line of said subdivision at a point being 664.45 feet North and 414.60 feet West of the Southeast Corner of said Section 6; thence S. 88°27'24" W. 242.29 feet along the south boundary of said lot 3 to the southwest corner of said subdivision; thence N. 0°19'26" W. 458.42 feet along the west boundary of said lot to the existing Pleasant Grove/Cedar Hills boundary line; thence N. 88°31'43" E. 188.41 feet along said city boundary to an old fenceline; thence southerly along said old fenceline the following four (4) courses: (1) S. 75°47'30" E. 14.61 feet, (2) S. 18°48'00" E. 7.45 feet, (3) S. 78°21'30" E. 17.59 feet, (4) S. 2°55'44" E. 443.11 feet to the Point of Beginning. Containing 2.43 acres, more or less. Basis of Bearings: Utah State Plane Coordinate System NAD 1983, Central Zone

3. The City of Pleasant Grove is a "City of the Third Class" as defined in §10-2-301(2)(c), Utah Code Annotated, having a population of more than 30,000, but less than 65,000.

Dated this 21st day of October, 2008.

**CITY OF PLEASANT GROVE**

By: _____
Michael W. Daniels, Mayor

(SEAL)

PLEASANT GROVE CITY, UTAH
CORPORATE SEAL

ATTEST:

_____
Amanda R. Fraughton, CMC
City Recorder

REGISTERED PROFESSIONAL ENGINEER
10/28/08
353838
J. DEGEN
LEWIS
STATE OF UTAH

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 SALEM CITY, dated August 7th, 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 SALEM CITY, located in Utah County, State of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 14th day of May, 2008 at Salt Lake City, Utah.

GARY R. HERBERT
Lieutenant Governor

MAIL TO: SALEM CITY
30 W 100 So.
SALEM UT 84653

V

ORDINANCE NO. 62007E

ENT 49258:2008 PG 1 of 5
RANDALL A. COVINGTON
UTAH COUNTY RECORDER
2008 Apr 25 2:19 pm FEE 0.00 BY ED
RECORDED FOR SALEM CITY

ROLL CALL

| VOTING | YES | NO |
|---|---|---|
| **MAYOR J. LANE HENDERSON** (votes only in case of tie) | | |
| **LYNN DURRANT** City Council member | LD | |
| **TERRY A. FICKLIN** City Council member | | |
| **STANLEY W. GREEN** City Council member | | |
| **BRENT V. HANKS** City Council member | BH | |
| **JEFF D. HIGGINSON** City Council member | JH | |

I MOVE this ordinance be adopted: _____
City Council member

I SECOND the foregoing motion: _____
City Council member

ORDINANCE 62007E

**AN ORDINANCE ANNEXING AND ZONING PROPERTY KNOWN AS THE BALLARD ANNEXATION**

WHEREAS, a petition has been filed with the Salem City Council by a majority of the owners representing a majority of the assessed valuation of real property hereinafter described, which property lies contiguous to the corporate limits of Salem City; and

WHEREAS, the petitioners have also submitted an accurate plat of said territory and

Received

MAY 05 2008

Gary R. Herbert
Lieutenant Governor

have filed the same in the office of the Salem City recorder; and

WHEREAS, the Salem City recorder has certified that the petition complies with the requirements of Utah Code Ann. §10-2-402 (1953 as amended), as they pertain to annexations; and

WHEREAS, Salem City has accepted the petition and certified it to the Utah County Boundary Commission, pursuant to Utah Code Ann. §10-2-405, on the 29th day of March, 2007; and

WHEREAS, publication of the certification took place in the Spanish Fork Press, a paper with local circulation in Salem City, on the days of April 5th, 12th, and 19th , 2007; and

WHEREAS, no protests were received concerning the annexation petition; and

WHEREAS, a public hearing was held before the Salem City Council on Wednesday the 20th day of June, 2007 pursuant to Utah Code Ann. §10-2-407, with notice having taken place in accordance with said section; and

WHEREAS, at the public hearing, support for the annexation was voiced and discussion concerning zoning of the property was conducted; and

WHEREAS, the Salem City Comprehensive General Plan designates the property to be zoned Commercial;

NOW THEREFORE, be it ordained and enacted by the Salem City Council as follows:

I.

The boundaries of Salem City are hereby extended so as to include and incorporate within the said City limits the following described land located in Utah County, Utah:

Commencing at a point which lies North 89°24'15" East 134.32 FT along the 1/4 Section line from the West 1/4 Corner of Section 11, Township 9 South, Range

2 East, Salt Lake Base & Meridian; and running thence South 0°52'33" East 516.76 FT; thence Southwesterly along a 1233.00' Radius curve to the right 178.76 FT (the chord of said curve bears South 3°16'39" West 178.60 FT); thence South 7°25'51" West 404.71 FT; thence South 0°52'33" East 201.07 FT; thence South 89°15'46" East 658.84 FT; thence North 1°04'49" East 936.23 FT; thence North 0°14'23" East 376.30 FT; thence South 89°24'15" West 626.47 FT along the 1/4 Section line of said Section 11 and the Existing Salem City Boundary line to the Point of Beginning.
Area = 18.982 Acres.

**II.**

The property is hereby zoned C-1 Commercial.

**III.**

Petitioners shall be responsible for any sums due to SESD for facilities within the annexed area which will become Salem City facilities.

**IV.**

This ordinance shall not become part of the Salem City Municipal Code.

**V.**

This ordinance shall become effective immediately upon posting.

DATED this 20th day of June 2007.

J. LANE HENDERSON, Mayor

ATTEST:

JEFFREY D. NIELSON, City Recorder

Posted in three public places in Salem, Utah, this 7 day of Aug, 2007.

STATE OF UTAH )
: ss.
COUNTY OF UTAH )

JEFFREY D. NIELSON, being first duly sworn, deposes and says that he is the duly appointed and qualified recorder of Salem City, County of Utah, State of Utah; that as part of his duties to keep the minutes and ordinances of Salem City, that the attached ordinance is the same as the ordinance passed on the 20th day of June, 2007.

JEFFREY D. NIELSON, City Recorder

STATE OF UTAH )
: ss
COUNTY OF UTAH )

The foregoing instrument was acknowledged before me this 7 day of Aug, 2007, by Jeffrey D. Nielson.

DEANNE AINGE
NOTARY PUBLIC • STATE of UTAH
30 W 100 S
SALEM, UT 84653
COMM. EXP. 02/15/2011

NOTARY PUBLIC

**AFFIDAVIT OF POSTING**

JEFFREY D. NIELSON, being first duly sworn, deposes and says that he is the duly appointed and qualified recorder of the City of Salem, a Municipal Corporation of the State of Utah, and that on the 7 day of Aug, 2007, he posted a true and correct copy of Ordinance No. 62007 E as enacted by Salem City Council on the 20th day of ~~January~~ June, 2007, said posting being made at the City Offices, at the United States Post Office, and at City Library all being public places and located within the City Limits of Salem, Utah County, Utah.

DATED this 7 day of Aug, 2007.

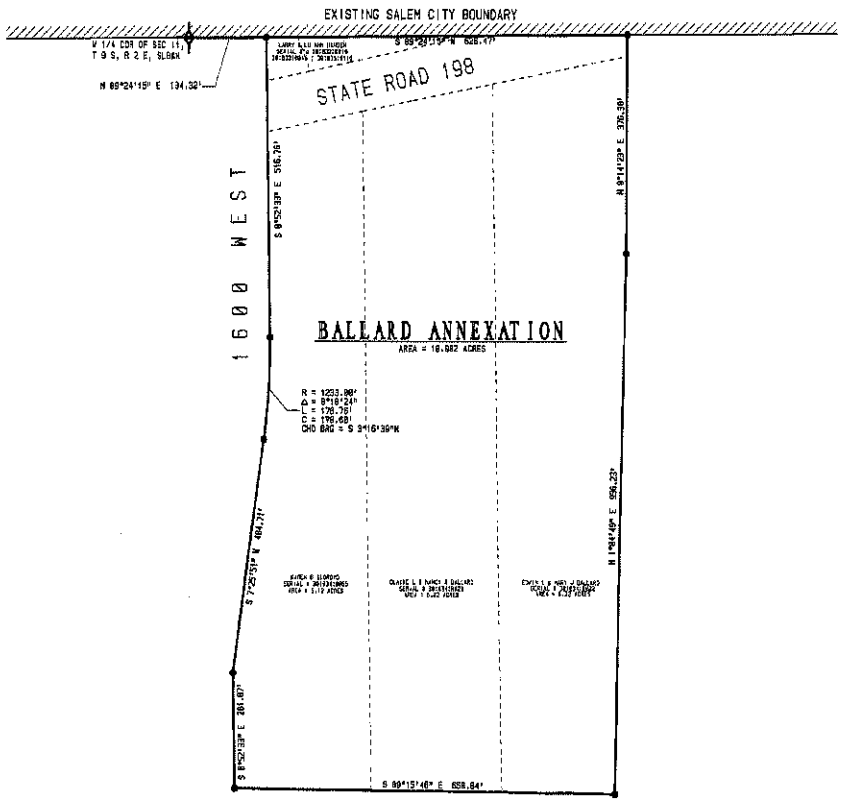
JEFFREY D. NIELSON, City Recorder

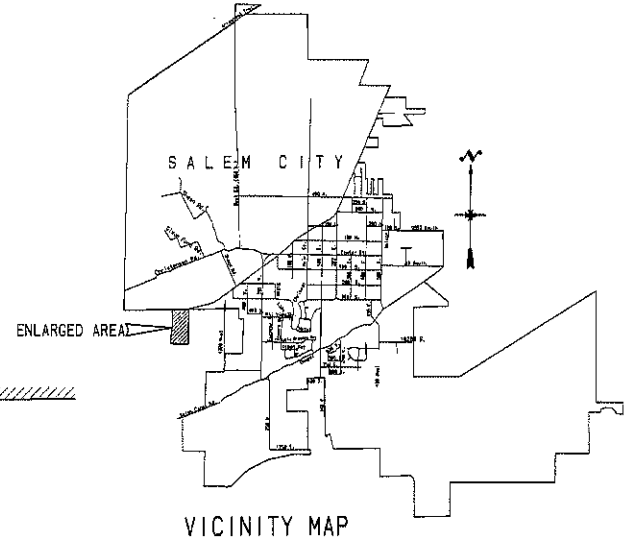
STATE OF UTAH )
: ss
COUNTY OF UTAH )

The foregoing instrument was acknowledged before me this 7 day of Aug, 2007, by Jeffrey D. Nielson.

NOTARY PUBLIC

DEANNE AINGE
NOTARY PUBLIC • STATE of UTAH
30 W 100 S
SALEM, UT 84653
COMM. EXP. 02/15/2011




VICINITY MAP

SCALE: 1" = 198'

## ENGINEER/SURVEYOR'S CERTIFICATE

I HEREBY CERTIFY THAT THIS IS A TRUE AND ACCURATE MAP OF THE TRACT OF LAND TO BE ANNEXED TO SALEM CITY, UTAH COUNTY, UTAH.

## BOUNDARY DESCRIPTION

COMMENCING N 89°24'15" E 134.32 FEET ALONG THE 1/4 SECTION LINE FROM THE WEST 1/4 CORNER OF SECTION 11, TOWNSHIP 9 SOUTH, RANGE 2 EAST, SALT LAKE BASE HERIDIAN; THENCE AS FOLLOWS:

| COURSE | DISTANCE | REMARKS |
|---|---|---|
| N 0°52'39" E | 516.78' | |
| SOUTHWESTERLY | 1+178.78' | R = 1233.98' Δ = 8°18'24" CHD BRG = S 3°16'39" W 178.68' |
| S 7°25'51" W | 464.71' | |
| S 0°52'39" E | 281.87' | |
| S 89°13'46" E | 658.84' | |
| N 1°54'48" E | 656.23' | |
| N 0°14'29" E | 376.39' | |
| N 0°14'29" E | 270.39' | |
| S 89°24'15" W | 628.47' | ALONG THE 1/4 SECTION LINE OF SAID SECTION 11 AND EXISTING SALEM CITY BOUNDARY LINE TO THE POINT OF BEGINNING. |

AREA = 18.982 ACRES

BASIS OF BEARING = UTAH COORDINATE BEARINGS, CENTRAL ZONE.

SURVEYOR

June 19, 2007
DATE

REGISTERED LAND SURVEYOR BARRY L. PRETTYMAN 176540 STATE OF UTAH
ENGINEER/SURVEYOR SEAL

## ACCEPTANCE BY LEGISLATIVE BODY

THIS IS TO CERTIFY THAT WE, Salem City Mayor HAVE RECEIVED A PETITION SIGNED BY A MAJORITY OF THE OWNERS OF THE TRACT SHOWN HEREON REQUESTING THAT SAID TRACT BE ANNEXED TO THE CITY OF SALEM AND THAT A COPY OF THE ORDINANCE HAS BEEN PREPARED FOR FILING HEREWITH ALL IN ACCORDANCE WITH THE UTAH CODEFY ANNOTATED (1953) 10-2-401 TO 10-2-424 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 AS THE BALLARD ANNEXATION.

DATED THIS 20 DAY OF June, 2007

Mayor: J. Lane Henderson

ATTEST: RECORDER

SALEM CITY CORPORATE SEAL UTAH COUNTY, UTAH
RECORDER'S SEAL

## BOUNDARY COMMISSION

POLICY DECLARATION ADOPTED BY LEGISLATIVE BODY OF _____

CITY ON _____, PROTESTS FILED BY: _____

BOUNDARY COMMISSION ACTION: _____

ANNEXATION READY TO RECORD

NO PROTESTS RECEIVED: _____ DATE

APPROVED BY COMMISSION: _____ DATE

BOUNDARY COMMISSION CHAIRMAN

## APPROVED AS TO FORM

COUNTY ATTORNEY

DATE

ENT 42877:2006 PG 1 OF 1
RANDALL A. COX UTAH COUNTY RECORDER
2006 Apr 26 2:13 pm FEE 0.00 BY BD
RECORDED FOR SALEM CITY

12713

# ANNEXATION PLAT

# BALLARD ANNEXATION

SALEM CITY, UTAH COUNTY, UTAH

SCALE: 1" = 198 FEET

This form approved by Utah County and the municipalities therein.

Dale Surveying & Engineering (801) 423-1648

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 SALEM CITY, dated August 7th, 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 SALEM CITY, located in Utah County, State of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 14th day of May, 2008 at Salt Lake City, Utah.

GARY R. HERBERT
Lieutenant Governor

MAIL TO: SALEM CITY
30 W 100 So.
SALEM UT 84653

IV

ORDINANCE NO. 620070

ROLL CALL

| VOTING | YES | NO |
|---|---|---|
| **MAYOR J. LANE HENDERSON** (votes only in case of tie) | | |
| **LYNN DURRANT** City Council member | | |
| **TERRY A. FICKLIN** City Council member | | |
| **STANLEY W. GREEN** City Council member | | |
| **BRENT V. HANKS** City Council member | | |
| **JEFF D. HIGGINSON** City Council member | | |

ENT 49268:2008 PG 1 of 5
RANDALL A. COVINGTON
UTAH COUNTY RECORDER
2008 Apr 25 2:48 pm FEE 0.00 BY EO
RECORDED FOR SALEM CITY

I MOVE this ordinance be adopted: Lynn Durrant
City Council member

I SECOND the foregoing motion: Jeffrey D Higginson
City Council member

ORDINANCE 620070

**AN ORDINANCE ANNEXING AND ZONING PROPERTY KNOWN AS THE BALLARD WEST ANNEXATION**

WHEREAS, a petition has been filed with the Salem City Council by a majority of the owners representing a majority of the assessed valuation of real property hereinafter described, which property lies contiguous to the corporate limits of Salem City; and

WHEREAS, the petitioners have also submitted an accurate plat of said territory and

have filed the same in the office of the Salem City recorder; and

WHEREAS, the Salem City recorder has certified that the petition complies with the requirements of Utah Code Ann. §10-2-402 (1953 as amended), as they pertain to annexations; and

WHEREAS, Salem City has accepted the petition and certified it to the Utah County Boundary Commission, pursuant to Utah Code Ann. §10-2-405, on the 29th day of March, 2007; and

WHEREAS, publication of the certification took place in the Spanish Fork Press, a paper with local circulation in Salem City, on the days of April 5th, 12th, and 19th, 2007; and

WHEREAS, no protests were received concerning the annexation petition; and

WHEREAS, a public hearing was held before the Salem City Council on Wednesday the 20th day of June, 2007 pursuant to Utah Code Ann. §10-2-407, with notice having taken place in accordance with said section; and

WHEREAS, at the public hearing, support for the annexation was voiced and discussion concerning zoning of the property was conducted; and

WHEREAS, the Salem City Comprehensive General Plan designates the property to be zoned Commercial;

NOW THEREFORE, be it ordained and enacted by the Salem City Council as follows:

I.

The boundaries of Salem City are hereby extended so as to include and incorporate within the said City limits the following described land located in Utah County, Utah:

COMMENCING AT THE WEST 1/4 CORNER OF SECTION 11, TOWNSHIP 9 SOUTH, RANGE 2 EAST, SALT LAKE BASE & MERIDIAN; AND

RUNNING THENCE SOUTH 89° 32'19" WEST 1267.27 FT; THENCE SOUTH 21° 44'35" EAST 465.79 FT; THENCE SOUTH 78° 15'00" WEST 219.71 FT; THENCE SOUTH 1° 15'00" 440.22 FT; THENCE SOUTH 89° 00'00" EAST 700.41 FT; THENCE SOUTH 0° 23'43" WEST 346.97 FT; THENCE SOUTH 89° 15'46" EAST 611.70 FT; THENCE SOUTH 89° 15'15" 92.57 FT; NORTH 0° 52'33" WEST 201.07 FT; THENCE NORTH 7° 25'51" EAST 404.71 FT; THENCE NORTHEASTERLY ALONG A 1233.00 FT RADIUS CURVE TO THE RIGHT 178.76 FT (THE CHORD OF SAID CURVE BEARS NORTH 3° 16'39" 178.60 FT); THENCE NORTH 0° 52'33" WEST 516.76 FT; THENCE SOUTH 89° 24'15" WEST 134.32 FT ALONG THE 1/4 SECTION LINE OF SAID SECTION 11 AND EXISTING SALEM CITY BOUNDARY LINE TO THE POINT OF BEGINNING.
(AREA = 35.221 ACRES)

**II.**

The property is hereby zoned C-1 Commercial.

**III.**

Petitioners shall be responsible for any sums due to SESD for facilities within the annexed area which will become Salem City facilities.

**IV.**

This ordinance shall not become part of the Salem City Municipal Code.

**V.**

This ordinance shall become effective immediately upon posting.

DATED this 20th day of June 2007.

J. LANE HENDERSON, Mayor

ATTEST:

JEFFREY D. NIELSON, City Recorder

Posted in three public places in Salem, Utah, this 7 day of Aug, 2007.

STATE OF UTAH )
: ss.
COUNTY OF UTAH )

JEFFREY D. NIELSON, being first duly sworn, deposes and says that he is the duly appointed and qualified recorder of Salem City, County of Utah, State of Utah; that as part of his duties to keep the minutes and ordinances of Salem City, that the attached ordinance is the same as the ordinance passed on the 20th day of June, 2007.

JEFFREY D. NIELSON, City Recorder

STATE OF UTAH )
: ss
COUNTY OF UTAH )

The foregoing instrument was acknowledged before me this 7 day of Aug, 2007, by Jeffrey D. Nielson.

DEANNE AINGE
NOTARY PUBLIC • STATE of UTAH
30 W 100 S
SALEM, UT 84653
COMM. EXP. 02/15/2011

NOTARY PUBLIC

**AFFIDAVIT OF POSTING**

JEFFREY D. NIELSON, being first duly sworn, deposes and says that he is the duly appointed and qualified recorder of the City of Salem, a Municipal Corporation of the State of Utah, and that on the 7 day of Aug, 2007, he posted a true and correct copy of Ordinance No. 620070 as enacted by Salem City Council on the 3rd day of January, 2007, said posting being made at the City Offices, at the United States Post Office, and at

City Library all being public places and located within the City Limits of Salem, Utah County, Utah.

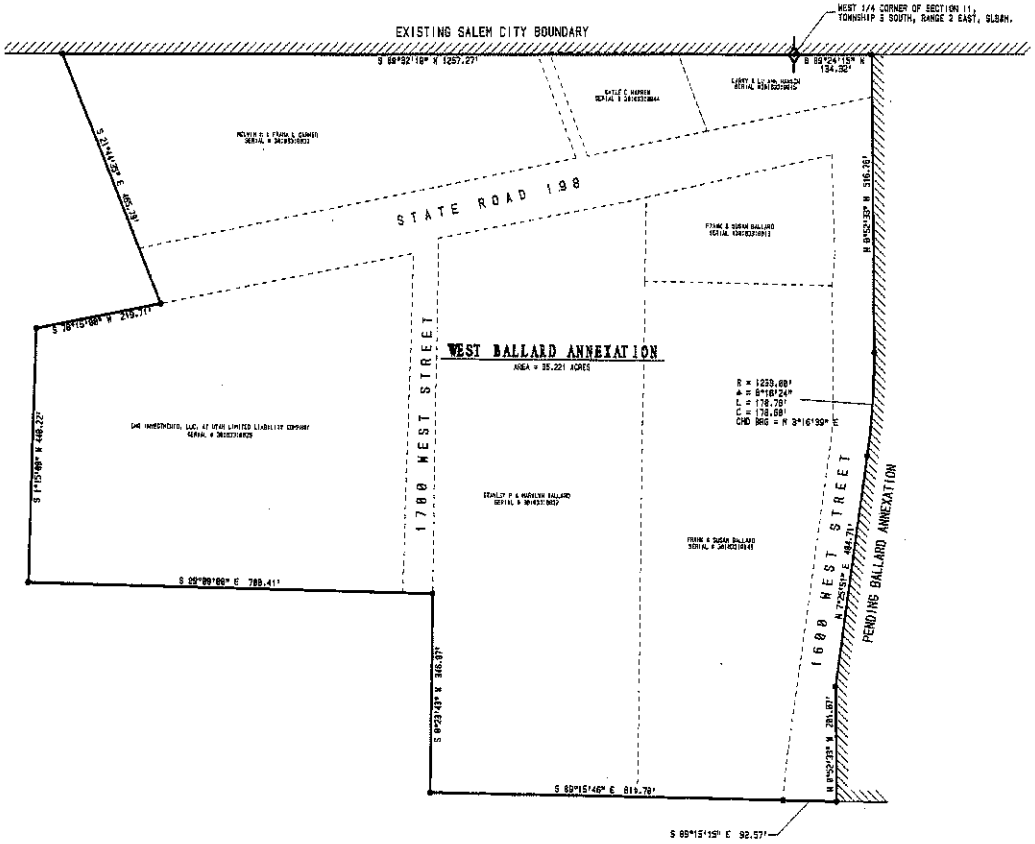
DATED this 7 day of Aug, 2007.

JEFFREY D. NIELSON, City Recorder

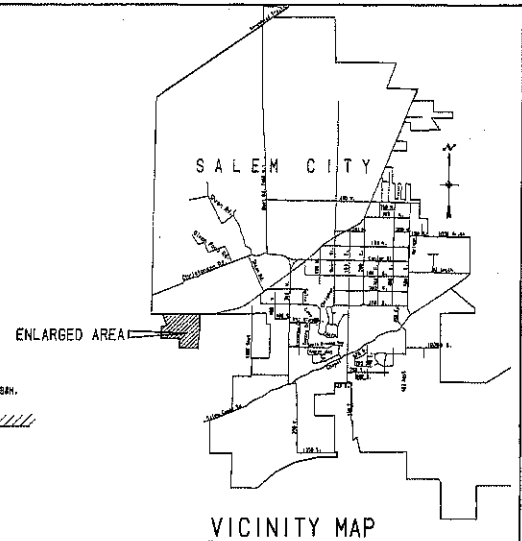
STATE OF UTAH )
: ss
COUNTY OF UTAH )

The foregoing instrument was acknowledged before me this 7 day of Aug, 2007, by Jeffrey D. Nielson.

NOTARY PUBLIC




Dale Surveying & Engineering (801) 423-1849




VICINITY MAP

SCALE: 1" = 100'

## ENGINEER/SURVEYOR'S CERTIFICATE

I HEREBY CERTIFY THAT THIS IS A TRUE AND ACCURATE MAP OF THE TRACT OF LAND TO BE ANNEXED TO SALEM CITY, UTAH COUNTY, UTAH.

## BOUNDARY DESCRIPTION

COMMENCING AT THE WEST 1/4 CORNER OF SECTION 11, TOWNSHIP 8 SOUTH, RANGE 2 EAST, SALT LAKE BASE MERIDIAN; THENCE AS FOLLOWS:

| COURSE | DISTANCE | REMARKS |
|---|---|---|
| S 89°52'18" W | 1257.27' | ALONG THE EXISTING SALEM CITY BOUNDARY LINE |
| S 21°41'29" E | 485.79' | |
| S 16°15'08" W | 215.71' | |
| S 1°53'48" W | 488.22' | |
| S 09°09'08" E | 788.41' | |
| S 89°15'46" E | 819.78' | |
| S 89°15'15" E | 92.57' | |
| N 0°52'33" W | 345.07' | |
| N 7°29'39" E | 484.71' | |
| N 1°50'39" W | 281.87' | |
| N 0°52'33" W | 516.78' | |
| N 89°24'15" W | 134.90' | |
| CURVE TO LEFT | L = 178.78' | R = 1239.68' Δ = 8°18'24" CHD BRG = N 3°16'39" W CHD DIST = 178.68' |
| N 89°52'18" W | 518.78' | |
| S 89°24'15" W | 134.90' | ALONG THE 1/4 SECTION LINE OF SAID SECTION 11 AND EXISTING SALEM CITY BOUNDARY LINE TO THE POINT OF BEGINNING. |

AREA = 35.221 ACRES

BASIS OF BEARING = UTAH COORDINATE BEARINGS, CENTRAL ZONE.

SURVEYOR

June 7, 2007
DATE

ENGINEER/SURVEYOR SEAL

## ACCEPTANCE BY LEGISLATIVE BODY

THIS IS TO CERTIFY THAT WE Salem City Mayor HAVE RECEIVED A PETITION SIGNED BY A MAJORITY OF THE OWNERS OF THE TRACT SHOWN HEREON REQUESTING THAT SAID TRACT BE ANNEXED TO THE CITY OF SALEM AND THAT A COPY OF THE ORDINANCE HAS BEEN PREPARED FOR FILING HEREWITH ALL IN ACCORDANCE WITH THE UTAH COUNTY ANNOTATED (1953) 19-2-401 TO 19-2-424 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 AS THE WEST BALLARD ANNEXATION.

DATED THIS 20 DAY OF June, 2007

J. Lynn Hutchinson
Mayor

ATTEST
RECORDER

RECORDER'S SEAL

## BOUNDARY COMMISSION

POLICY DECLARATION ADOPTED BY LEGISLATIVE BODY OF _____

CITY OR _____ PROTESTS FILED BY: _____

BOUNDARY COMMISSION ACTION: _____

ANNEXATION READY TO RECORD

NO PROTESTS RECEIVED: _____
DATE

APPROVED BY COMMISSION: _____
DATE

BOUNDARY COMMISSION CHAIRMAN

## APPROVED AS TO FORM

COUNTY ATTORNEY

DATE

ENT 42867:2008 BK 5100
DONALD M. CAMPBELL
UTAH COUNTY RECORDER
2008 Dec 23 8:37 am FEE 40.00 BY SW
RECORDED FOR SALEM CITY

# ANNEXATION PLAT

# WEST BALLARD ANNEXATION

SALEM CITY, UTAH COUNTY, UTAH

SCALE: 1" = 100 FEET

This form approved by Utah County and the municipalities thereto.

1" = 26 1/4 MB

18721

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 SALEM CITY, dated January 3rd, 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 SALEM CITY, located in Utah 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 April, 2008 at Salt Lake City, Utah.

GARY R. HERBERT
Lieutenant Governor

Salem City
30 W 100 S
Salem, UT 84653

M

ROLL CALL

| VOTING | YES | NO |
|---|---|---|
| **MAYOR J. LANE HENDERSON** (votes only in case of tie) | | |
| **LYNN DURRANT** City Council member | ✓ | |
| **TERRY A. FICKLIN** City Council member | ✓ | |
| **STANLEY W. GREEN** City Council member | ✓ | |
| **BRENT V. HANKS** City Council member | ✓ | |
| **JEFF D. HIGGINSON** City Council member | ✓ | |

ENT 40851:2008 PG 1 of 5
RANDALL A. COVINGTON
UTAH COUNTY RECORDER
2008 Apr 07 4:07 pm FEE 0.00 BY CM
RECORDED FOR SALEM CITY

Received
APR 22 2008
Gary R. Herbert
Lieutenant Governor

I MOVE this ordinance be adopted: _____
City Council member

I SECOND the foregoing motion: _____
City Council member

ORDINANCE 111506

AN ORDINANCE ANNEXING AND ZONING PROPERTY
KNOWN AS THE PRIORITY LAND (LYMAN) ANNEXATION

WHEREAS, a petition has been filed with the Salem City Council by a majority of the owners representing over one-third of the assessed valuation of real property hereinafter described, which property lies contiguous to the corporate limits of Salem City; and

WHEREAS, the petitioners have also submitted an accurate plat of said territory and have filed the same in the office of the Salem City recorder; and

WHEREAS, the Salem City recorder has certified that the petition complies with the

requirements of Utah Code Ann. §10-2-402 (1953 as amended), as they pertain to annexations; and

WHEREAS, Salem City has accepted the petition and certified it to the Utah County Boundary Commission pursuant to Utah Code Ann. §10-2-405 on the 22nd day of August, 2006; and

WHEREAS, publication of the certification took place in the Spanish Fork Press, a paper with local circulation in Salem City, on the days of August 31st, September 7th and 14th, 2006; and

WHEREAS, no written protests were received concerning the annexation petition; and

WHEREAS, a public hearing was held before the Salem City Council on Wednesday the 15th day of November, 2006 pursuant to Utah Code Ann. §10-2-407, with notice having taken place in accordance with said section; and

WHEREAS, at the public hearing, support for the annexation was voiced and discussion concerning zoning of the property was conducted; and

WHEREAS, the Salem City Comprehensive General Plan designates the property to be zoned R-2 Residential;

NOW THEREFORE, be it ordained and enacted by the Salem City Council as follows:

I.

The boundaries of Salem City are hereby extended so as to include and incorporate within the said City limits the following described land located in Utah County, Utah:

> Commencing S01°43'29"E, 1919.85 feet and West 64.26 feet from the North Quarter Corner of Section 36, Township 8 South, Range 2 East, Salt Lake Base and Meridian; Thence as Follows: thence East 37.98 feet to the East fence line of Mill Road; thence the next 13 courses along said East fence line - thence S 00°42'37" E 176.43 feet; thence S 00°37'34" E 286.02 feet; thence S 04°27'09"

E 30.59 feet; thence S 08°27'21" E 407.88 feet; thence S 08°39'07" E 193.76 feet; thence S 09°31'11" E 204.82 feet; thence S 64°40'49" E 25.72 feet; thence N 89°20'45" E 205.20 feet; thence S 03°40'13" W 35.20 feet; thence S 06°20'44" W 1333.60 feet; thence S 51°48'55" E 168.82 feet; thence S 37°47'42" E 239.70 feet to the existing Salem City Boundary line; thence N 89°01'50" W 442.20 feet along said Salem City line; thence N 89°00'15" W 661.60 feet along said city line; thence N 20°30'15" E 1032.41 feet along said city line; thence West 2302.88 feet along said city line; thence N 01°23'37" W 1207.86 feet along said city line; thence N 01°23'03" W 427.11 feet along said city line; thence N 89°58'13" E 2.13 feet along said city line; thence N 89°58'13" E 1240.15 feet along said city line; thence N 00°29'12" W 330.72 feet along said city line; thence N 89°57'12" E 1318.05 feet along said city line to the point of beginning, having an area of 129.302 acres.

**II.**

The property is hereby zoned R-2 Residential.

**III.**

Petitioners shall be responsible to pay any sums due to SESD for electrical facilities within the annexed area which will become Salem City facilities, which payment must be made prior to recordation.

**IV.**

This ordinance shall not become part of the Salem City Municipal Code.

**V.**

This ordinance shall become effective twenty days after passage and posting.

DATED this 15 day of November, 2006.

J. LANE HENDERSON, Mayor

Attest:

JEFFREY D. NIELSON, City Recorder

Posted in three public places in Salem, Utah, this 3 day of January, ~~2006~~ 2007.

STATE OF UTAH )
: ss.
COUNTY OF UTAH )

JEFFREY D. NIELSON, being first duly sworn, deposes and says that he is the duly appointed and qualified recorder of Salem City, County of Utah, State of Utah; that as part of his duties to keep the minutes and ordinances of Salem City, that the attached ordinance is the same as the ordinance passed on the 15th day of November, 2006.

JEFFREY D. NIELSON, City Recorder

STATE OF UTAH )
: ss
COUNTY OF UTAH )

The foregoing instrument was acknowledged before me this 3 day of Jan., ~~2006~~ 2007, by Jeffrey D. Nielson.

LAVERA D JAMES
NOTARY PUBLIC • STATE of UTAH
80 W 100 S
PO BOX 901
SALEM, UT 84653
COMM. EXP. 12/05/2008

NOTARY PUBLIC

**AFFIDAVIT OF POSTING**

JEFFREY D. NIELSON, being first duly sworn, deposes and says that he is the duly appointed and qualified recorder of the City of Salem, a Municipal Corporation of the State of Utah, and that on the 3 day of January, ~~2006~~ 2007, he posted a true and correct copy of Ordinance No. 111506 as enacted by Salem City Council on the 15thday of November, 2006, said posting being made at the City Offices, at the United States Post Office, and at Library all being public places and located within the City Limits of

Salem, Utah County, Utah.



DATED this 3 day of January, ~~2006~~ 2007.

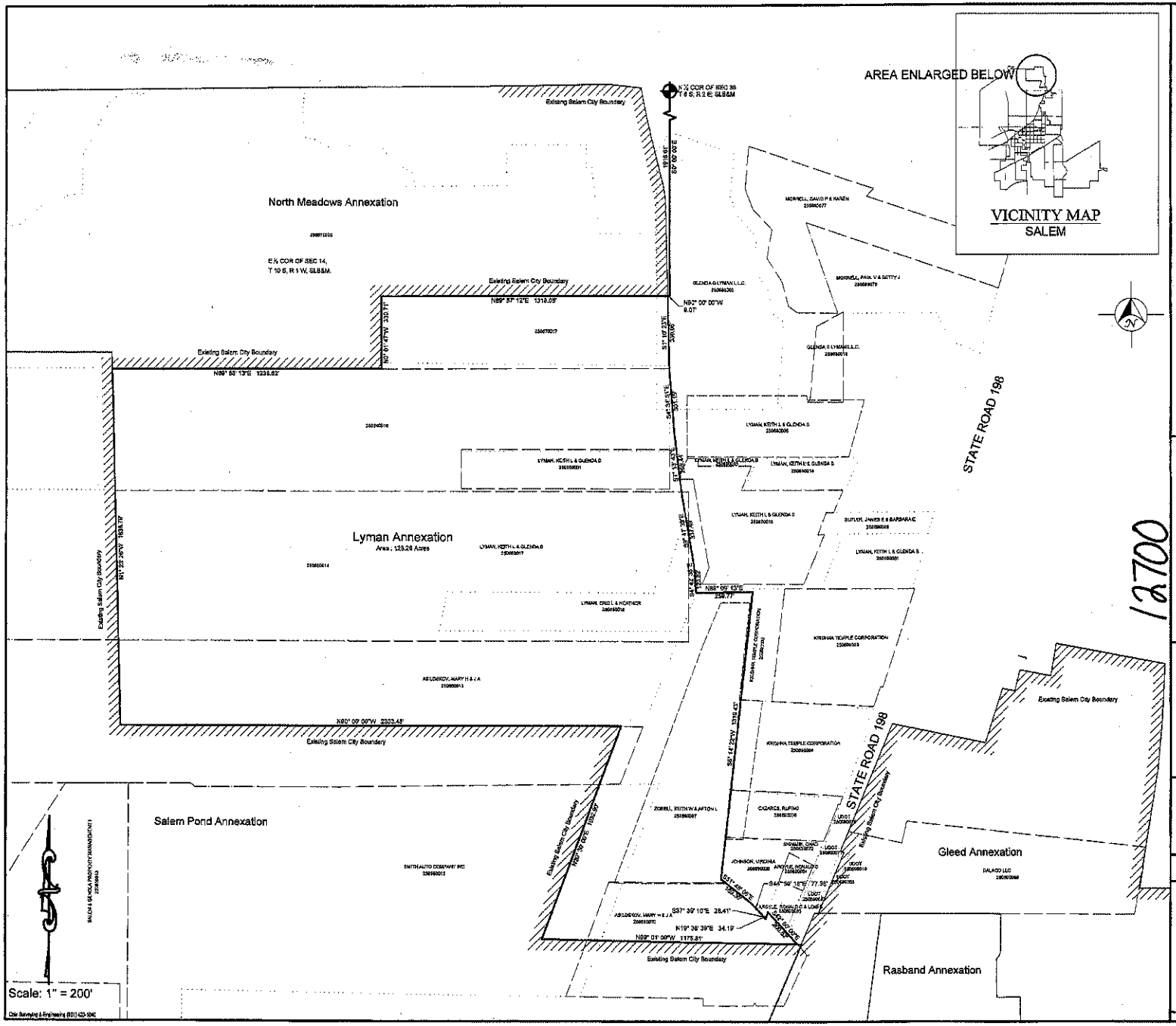
JEFFREY D. NIELSON, City Recorder

STATE OF UTAH )
: ss
COUNTY OF UTAH )

The foregoing instrument was acknowledged before me this 3 day of Jan, 2006 7, by Jeffrey D. Nielson.

NOTARY PUBLIC

LAVERA D JAMES
NOTARY PUBLIC • STATE of UTAH
30 W 100 S
PO BOX 901
SALEM, UT 84653
COMM. EXP. 12/05/2008




## ENGINEER/SURVEYOR'S CERTIFICATE

I HEREBY CERTIFY THAT THIS IS A TRUE AND ACCURATE MAP OF THE TRACT OF LAND TO BE ANNEXED TO SALEM CITY, UTAH COUNTY, UTAH.

BOUNDARY DESCRIPTION

COMMENCING SOUTH 1318.61' AND WEST 9.07' FROM THE NORTH ¼ CORNER OF SECTION 36, TOWNSHIP 9 SOUTH, RANGE 2 EAST, SALT LAKE BASE MERIDIAN; THENCE AS FOLLOWS:

| COURSE | DISTANCE | REMARKS |
|---|---|---|
| S 01° 10' 25" E | 330.05' | ALONG A FENCE ON THE WEST SIDE OF THE ROAD |
| S 04° 34' 51" E | 301.15' | ALONG A FENCE ON THE WEST SIDE OF THE ROAD |
| S 07° 13' 43" E | 289.44' | ALONG A FENCE ON THE WEST SIDE OF THE ROAD |
| S 08° 41' 39" E | 337.49' | ALONG A FENCE ON THE WEST SIDE OF THE ROAD |
| S 04° 42' 36" E | 123.82' | |
| N 89° 59' 13" E | 299.77' | |
| S 00° 14' 22" W | 1316.49' | |
| S 51° 48' 03" E | 169.30' | |
| S 44° 39' 18" E | 77.38' | |
| S 37° 39' 10" E | 28.41' | |
| N 19° 39' 39" E | 34.19' | |
| S 42° 50' 00" E | 360.62' | |
| N 00° 01' 06" W | 1176.51' | ALONG THE EXISTING SALEM CITY BOUNDARY LINE |
| N 20° 30' 00" E | 1032.96' | ALONG THE EXISTING SALEM CITY BOUNDARY LINE |
| N 90° 00' 00" W | 2303.45' | ALONG THE EXISTING SALEM CITY BOUNDARY LINE |
| N 01° 23' 26" W | 1538.79' | ALONG THE EXISTING SALEM CITY BOUNDARY LINE |
| N 89° 58' 13" E | 1238.63' | ALONG THE EXISTING SALEM CITY BOUNDARY LINE |
| N 00° 01' 47" W | 330.71' | ALONG THE EXISTING SALEM CITY BOUNDARY LINE |
| N 89° 57' 12" E | 1318.05' | TO THE POINT OF BEGINNING |

BASIS OF BEARINGS = UTAH COORDINATES NAD/NAD83 CENTRAL ZONE.

SURVEYOR

Feb. 28 2008
DATE

REGISTERED SURVEYOR SEAL

## ACCEPTANCE BY LEGISLATIVE BODY

THIS IS TO CERTIFY THAT WE Salem City Council HAVE RECEIVED A PETITION SIGNED BY A MAJORITY OF THE OWNERS OF THE TRACT SHOWN HEREON REQUESTING THAT SAID TRACT BE ANNEXED TO THE CITY OF Salem AND THAT A COPY OF THE ORDINANCE HAS BEEN PREPARED FOR FILING HEREWITH ALL IN ACCORDANCE WITH THE UTAH COUNTY ANNOTATED (1953) 10-2-401 TO 10-2-424 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 AS THE Lyman ANNEXATION, DATED THIS 19 DAY OF March 2008.

ATTEST: Jeffy Nelson
RECORDER

RECORDER'S SEAL

## BOUNDARY COMMISSION

POLICY DECLARATION ADOPTED BY LEGISLATIVE BODY OF _____
CITY ON _____ PROTESTS FILED BY: _____

BOUNDARY COMMISSION ACTION: _____

ANNEXATION READY TO RECORD
NO PROTESTS RECEIVED
DATE
APPROVED BY COMMISSION
DATE
BOUNDARY COMMISSION CHAIRMAN

## APPROVED AS TO FORM

COUNTY ATTORNEY

DATE

ENT 20850:2008 BK 5 PG
RANDALL A. COCHRANE
UTAH COUNTY RECORDER
2008 Mar 19 8:05 am FEE 0.00 BY D
RECORDED FOR SALEM CITY

# ANNEXATION PLAT

# Lyman Annexation

SALEM CITY UTAH COUNTY, UTAH

SCALE: 1" = FEET 200'

SEC 36, T9S, R2E T4, 1RD

Color Surveying & Engineering (801) 423-1040

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 SALEM CITY, dated June 18th, 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 SALEM CITY, located in Utah County, State of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 9th day of September, 2008 at Salt Lake City, Utah.

GARY R. HERBERT
Lieutenant Governor

M
↓
Salem City
30 W. 100 S.
Salem, Ut. 84653

ORDINANCE NO. 61808

ENT 94536:2008 PG 1 of 9
RANDALL A. COVINGTON
UTAH COUNTY RECORDER
2008 Aug 25 3:43 pm FEE 0.00 BY SW
RECORDED FOR SALEM CITY

ROLL CALL

| VOTING | YES | NO |
|---|---|---|
| **MAYOR J. LANE HENDERSON** (votes only in case of tie) | | |
| **LYNN DURRANT** City Council member | X | |
| **TERRY A. FICKLIN** City Council member | X | |
| **TODD R. GORDON** City Council member | X | |
| **STANLEY W. GREEN** City Council member | X | |
| **BRENT V. HANKS** City Council member | X | |

I MOVE this ordinance be adopted: **Councilperson Todd Gordon**
City Council member

I SECOND the foregoing motion: **Councilperson Lynn Durrant**
City Council member

ORDINANCE 61808

**AN ORDINANCE ANNEXING AND ZONING PROPERTY KNOWN AS THE WRIGHT ADDITIONANNEXATION**

WHEREAS, a petition has been filed with the Salem City Council by a majority of the owners representing a majority of the assessed valuation of real property hereinafter described, which property lies contiguous to the corporate limits of Salem City; and

WHEREAS, the petitioners have also submitted an accurate plat of said territory and

have filed the same in the office of the Salem City recorder; and

WHEREAS, the Salem City recorder has certified that the petition complies with the requirements of Utah Code Ann. §10-2-402 (1953 as amended), as they pertain to annexations; and

WHEREAS, Salem City has accepted the petition and certified it to the Utah County Boundary Commission, pursuant to Utah Code Ann. §10-2-405, on the 27th day of March, 2008; and

WHEREAS, publication of the certification took place in the Spanish Fork Press, a paper with local circulation in Salem City, on the days of April 3rd, 10th, and 17th, 2008; and

WHEREAS, no protests were received concerning the annexation petition; and

WHEREAS, a public hearing was held before the Salem City Council on Wednesday the 18th day of June, 2008 pursuant to Utah Code Ann. §10-2-407, with notice having taken place in accordance with said section; and

WHEREAS, at the public hearing, support for the annexation was voiced and discussion concerning zoning of the property was conducted; and

WHEREAS, the Salem City Comprehensive General Plan designates the property to be zoned Commercial;

NOW THEREFORE, be it ordained and enacted by the Salem City Council as follows:

**I.**

The boundaries of Salem City are hereby extended so as to include and incorporate within the said City limits the following described land located in Utah County, Utah:

A portion of the NE1/4 of Section 34, and the NW1/4 of Section 35, Township 8 South, Range 2 East, Salt Lake Base & Meridian, more particularly described as

follows:

Beginning at a point on the existing Corporate limits of Salem City, located East 23.93 feet and South 101.27 feet from the North ¼ Corner of Section 35, T8S, R2E, S.L.B.& M.; thence along said Corporate limits the following 7 (seven) courses: S0°00'09"E 601.80 feet; thence S0°17'49"E 1,022.59 feet; thence S88°15'25"E 0.75 feet; thence S1°04'07"W 623.52 feet; thence S2°16'16"W 69.88 feet; thence S57°24'22"W 58.93 feet; thence S56°00'53"W 523.16 feet; thence N89°42'30"W 925.62 feet; thence S89°40'00"W 1,421.07 feet; thence S89°43'00"W 2,042.47 feet; thence N0°16'39"W 1,361.71 feet; thence N0°28'05"E 1,291.68 feet to the southerly right-of-way line of State Road 164; thence along said right-of-way the following 3 (three) courses: N89°42'56"E 608.65 feet; thence S89°29'00"E 2,000.65 feet; thence N89°34'00"E 2,267.75 feet to the point of beginning.
Contains: 293.85+/- acres

**II.**

The following property is hereby zoned C-3 Commercial:

A tract of land for rezone purposes situated in the Northeast One Quarter of Section 34 and the Northwest One quarter of Section 35, Township 8 South, Range 2 East, Salt Lake Base and Meridian, Utah County, Utah, described as follows:

Commencing at a found Utah County monument monumenting the North One Quarter of said Section 35;
Thence following the northerly line of said Section 35, South 89°31'29" West a distance of 1,408.84 feet to a point;
Thence leaving said northerly line, South 00°20'00" West a distance of 100.43 feet to a point on the southerly right-of-way line of State Road 164 being the
POINT OF BEGINNING;

Thence South 00°20'00" West a distance of 617.39 feet to a found 5/8-inch steel pin;
Thence North 89°59'48" West a distance of 548.70 feet to a found 5/8-inch steel pin;
Thence South 00°02'49" East a distance of 704.46 feet to a found 5/8-inch steel pin;
Thence South 02°07'46" East a distance of 632.20 feet to a found 5/8-inch steel pin;
Thence South 02°09'14" East a distance of 138.88 feet to a found 5/8-inch steel pin;
Thence South 89°47'21" West a distance of 157.28 feet to a found 5/8-inch steel in;

Thence South 00°38'13" West a distance of 537.44 feet to a point;
Thence South 89°40'00" West a distance of 718.87 feet to a point;
Thence South 89°43'00" West a distance of 2,042.47 feet to a point;
Thence North 00°16'39" West a distance of 1,361.71 feet to a point on the southerly right-of-way line of said State Road 164;
Thence following said southerly right-of-way line the following three courses:

North 00°28'05" East a distance of 1,291.68 feet to a point;
North 89°42'56" East a distance of 608.65 feet to a point;
South 89°29'00" East a distance of 2,000.65 feet to a found Utah State right-of-way brass cap;
North 89°34'00" East a distance of 834.41 feet to the POINT OF BEGINNING.

The above-described tract of land contains 182.10 acres, more or less.

BEGINNING AT A POINT WHICH LIES SOUTH 89°31'42" WEST 39.430 FEET ALONG THE SECTION LINE AND SOUTH 101.437 FEET FROM THE NORTH QUARTER CORNER OF SECTION 35, TOWNSHIP 8 SOUTH, RANGE 2 EAST, SALT LAKE BASE AND MERIDIAN; THENCE SOUTH 00°13'01" EAST 977.572 FEET ALONG THE WEST LINE OF COUNTY ROAD 1200 WEST STREET, ALSO KNOWN AS 460 WEST STREET, SALEM, UTAH; THENCE WEST 350.64 FEET; THENCE NORTH 350.00 FEET; THENCE WEST 1,034.74 FEET; THENCE NORTH 00°28'40" EAST 614.65 FEET ALONG THE WEST SIDE OF COUNTY ROAD 1400 WEST STREET; THENCE NORTH 89°27'41" EAST 1,376.60 FEET ALONG THE SOUTH SIDE OF COUNTY ROAD 7300 SOUTH STREET ALSO KNOWN AS STATE ROAD 164 TO THE POINT OF BEGINNING.

AREA = 979,773 S.F. OR 22.49 ACRES.

**III.**

The following property is zoned C-1 Commercial:

BEGINNING AT A POINT WHICH LIES SOUTH 89°31'42" WEST 45.284 FEET ALONG THE SECTION LINE AND SOUTH 2391.466 FEET FROM THE NORTH QUARTER CORNER OF SECTION 35, TOWNSHIP 8 SOUTH, RANGE 2 EAST, SALT LAKE BASE AND MERIDIAN; THENCE SOUTH 55°53'14" WEST 411.96 FEET ALONG THE NORTHERLY SIDE OF ARROWHEAD TRAIL ROAD, UTAH COUNTY, UTAH; THENCE NORTH

905.51 FEET; THENCE EAST 352.57 FEET; THENCE ALONG THE WEST LINE OF 1200 WEST STREET, ALSO KNOWN AS 460 WEST STREET, SALEM, UTAH, THE FOLLOWING TWO COURSES: SOUTHWESTERLY 101.64 FEET ALONG THE ARC OF A 8961.00 FOOT RADIUS CURVE RIGHT, THE CHORD OF WHICH BEARS SOUTH 00°42'02" WEST 101.64 FEET, SOUTH 01°01'32" WEST 572.93 FEET TO THE POINT OF BEGINNING.

AREA = 273,499 S.F. OR 6.28 ACRES.

**IV.**

The following property is zoned R-1 Residential:

BEGINNING AT A POINT WHICH LIES SOUTH 89°31'42" WEST 386.372 FEET ALONG THE SECTION LINE AND SOUTH 1,076.145 FEET, FROM THE NORTH QUARTER CORNER OF SECTION 35, TOWNSHIP 8 SOUTH, RANGE 2 EAST, SALT LAKE BASE AND MERIDIAN: THENCE SOUTH 1,543.55 FEET; THENCE SOUTH 55°53'14" WEST 122.00 FEET ALONG THE NORTHERLY SIDE OF ARROWHEAD TRAIL ROAD, UTAH COUNTY, UTAH; THENCE ALONG THE NORTH SIDE OF COUNTY ROAD 8400 SOUTH THE FOLLOWING TWO COURSES: SOUTH 89°45'11" WEST 941.94 FEET, SOUTH 89°23'45" WEST 665.73 FEET; THENCE NORTH 00°38'00" EAST 584.81 FEET; THENCE EAST 164.16 FEET; THENCE NORTH 1,038.27 FEET; THENCE EAST 1538.00 FEET TO THE POINT OF BEGINNING.

AREA = 2,578,708 S.F. OR 59.20 ACRES.

**V.**

The following property is zoned R-5 Residential:

BEGINNING AT A POINT WHICH LIES SOUTH 89°31'42" WEST 35.726 FEET ALONG THE SECTION LINE AND SOUTH 1,079.033 FEET FROM THE NORTH QUARTER CORNER OF SECTION 35, TOWNSHIP 8 SOUTH, RANGE 2 EAST, SALT LAKE BASE AND MERIDIAN; THENCE ALONG THE WEST LINE OF 1200 WEST STREET, UTAH COUNTY, UTAH, ALSO KNOWN AS 460 WEST STREET, SALEM, UTAH, THE FOLLOWING TWO COURSES: SOUTH 00°13'01" EAST 545.36 FEET, SOUTHWESTERLY 92.68 FEET ALONG THE ARC OF A 8961.00 FOOT RADIUS CURVE TO THE RIGHT, THE CHORD BEARS SOUTH 00°04'45" WEST 92.68 FEET; THENCE WEST 352.57 FEET, THENCE NORTH 638.04 FEET; THENCE WEST 1,538.00 FEET; THENCE NORTH 350.00 FEET; THENCE EAST

1,538.00 FEET; THENCE SOUTH 350.00 FEET; THENCE EAST 350.64 FEET TO THE POINT OF BEGINNING.

AREA = 762,775 S.F. OR 17.51 ACRES.

**VI.**

Petitioners shall be responsible for any sums due to SESD for facilities within the annexed area which will become Salem City facilities.

**VII.**

This ordinance shall not become part of the Salem City Municipal Code.

**VIII.**

This ordinance shall become effective immediately upon posting.

DATED this 18th day of June 2008.

J. LANE HENDERSON, Mayor

ATTEST:

JEFFREY D. NIELSON, City Recorder

Posted in three public places in Salem, Utah, this 30 day of June, 2008.

STATE OF UTAH )

: ss.

COUNTY OF UTAH )

JEFFREY D. NIELSON, being first duly sworn, deposes and says that he is the duly appointed and qualified recorder of Salem City, County of Utah, State of Utah; that as part of his duties to keep the minutes and ordinances of Salem City, that the attached ordinance is the same as the ordinance passed on the 18th day of June, 2008.

JEFFREY D. NIELSON, City Recorder

STATE OF UTAH )
: ss
COUNTY OF UTAH )

The foregoing instrument was acknowledged before me this 30 day of June, 2008, by Jeffrey D. Nielson.

NOTARY PUBLIC

ANGELA P JACKSON
NOTARY PUBLIC • STATE of UTAH
40 SOUTH MAIN
SPANISH FORK, UT 84660
COMM. EXP. 04/01/2009

**AFFIDAVIT OF POSTING**

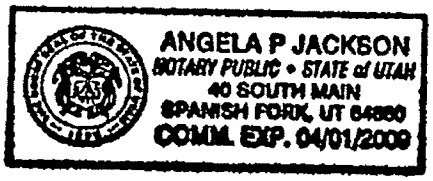
JEFFREY D. NIELSON, being first duly sworn, deposes and says that he is the duly appointed and qualified recorder of the City of Salem, a Municipal Corporation of the State of Utah, and that on the 18 day of June, 2008, he posted a true and correct copy of Ordinance No. 6/808 as enacted by Salem City Council on the 18th day of June, 2008, said posting being made at the City Offices, at the United States Post Office, and at City Library all being public places and located within the City Limits of Salem, Utah County, Utah.

DATED this 30 day of June, 2008.

JEFFREY D. NIELSON, City Recorder

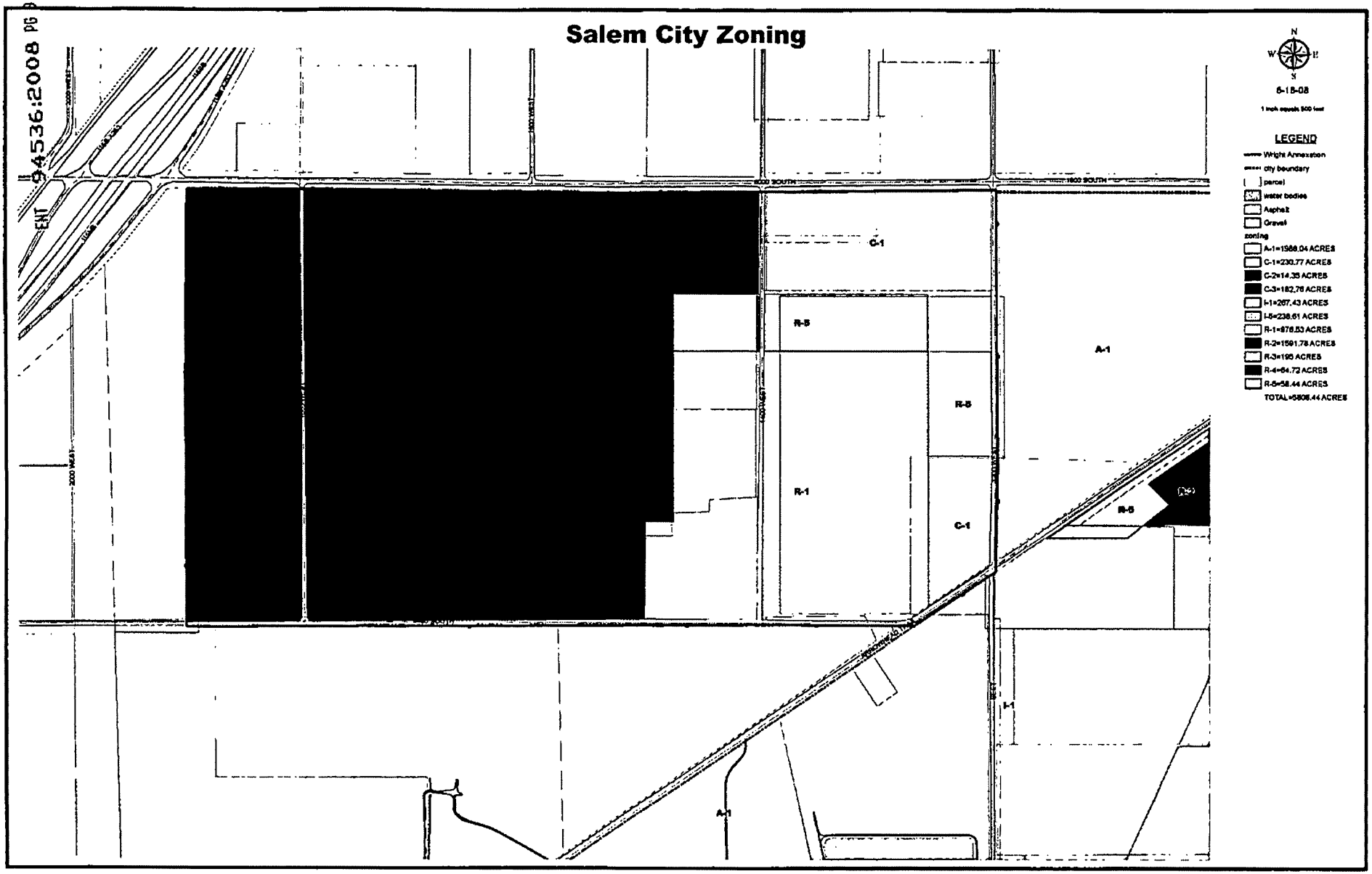
STATE OF UTAH )
: ss
COUNTY OF UTAH )

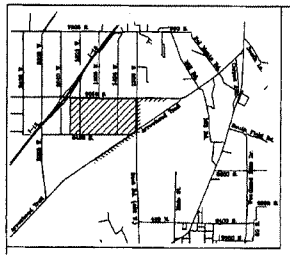
The foregoing instrument was acknowledged before me this 30 day of June, 2008, by Jeffrey D. Nielson.

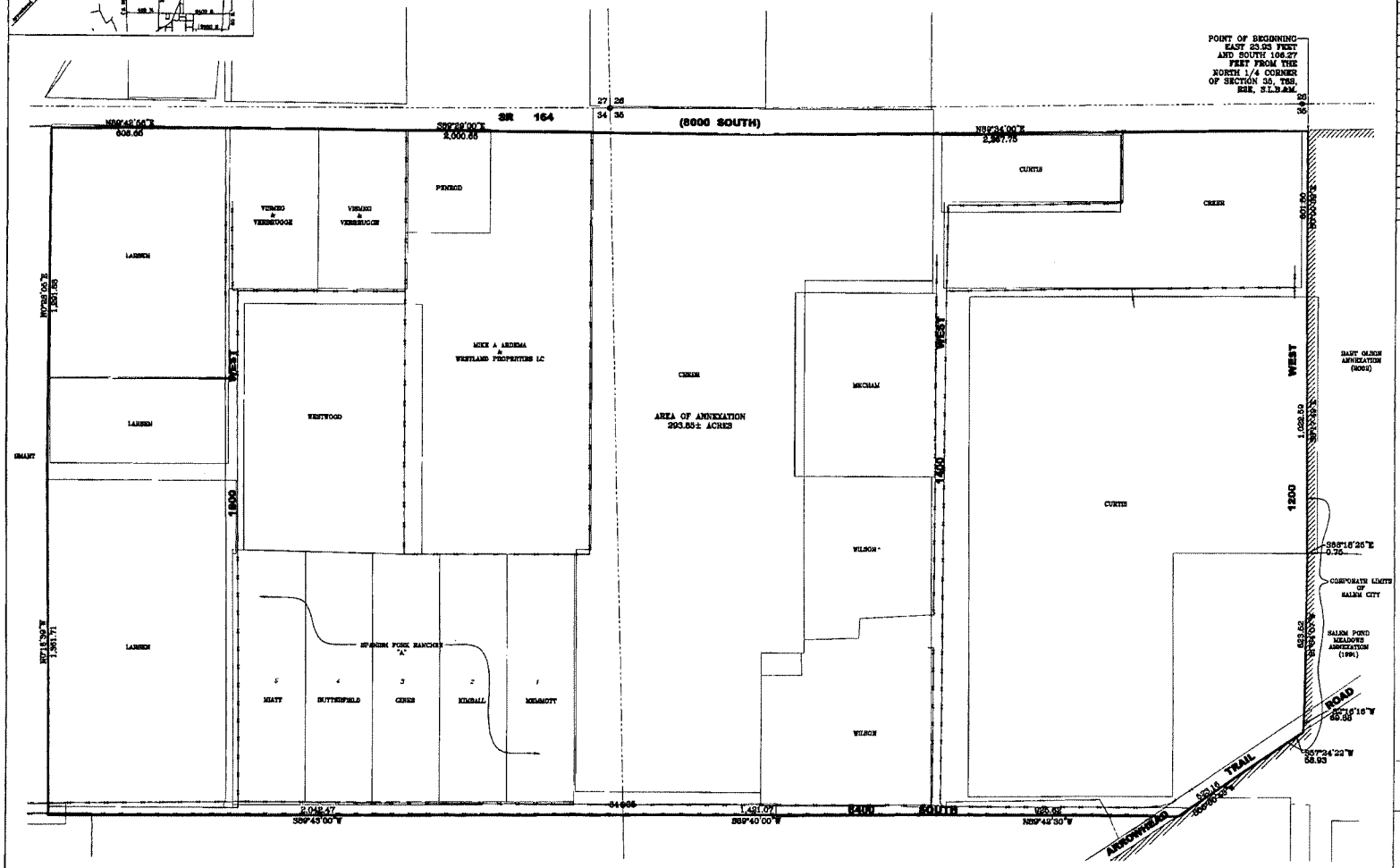



NOTARY PUBLIC

# Salem City Zoning








## SURVEYOR'S CERTIFICATE

I HEREBY CERTIFY THAT THIS IS A TRUE AND ACCURATE MAP OF THE TRACT OF LAND TO BE ANNEXED TO SALEM CITY, UTAH COUNTY, UTAH.

## BOUNDARY DESCRIPTION

BEGINNING AT A POINT ON THE EXISTING SALEM CITY BOUNDARY LINE, SAID POINT BEING LOCATED EAST 23.93 FEET AND SOUTH 106.27 FEET FROM THE NORTH 1/4 CORNER OF SECTION 35, T6S, R2E, S.L.B.&M.

| COURSE | DISTANCE | REMARKS |
|---|---|---|
| S0°00'09"E | 601.50 | ALONG EXISTING CITY BOUNDARY |
| S0°17'49"E | 1,022.59 | ALONG EXISTING CITY BOUNDARY |
| S88°15'25"E | 0.75 | ALONG EXISTING CITY BOUNDARY |
| S1°04'07"W | 523.52 | ALONG EXISTING CITY BOUNDARY |
| S2°16'16"W | 69.88 | ALONG EXISTING CITY BOUNDARY |
| S57°24'22"W | 58.93 | ALONG EXISTING CITY BOUNDARY |
| S59°00'53"W | 523.16 | ALONG EXISTING CITY BOUNDARY |
| N89°42'30"W | 925.62 | |
| S89°40'00"W | 1,421.07 | |
| S89°43'00"W | 2,042.47 | |
| N0°16'39"W | 1,361.71 | |
| N0°28'05"E | 1,291.68 | |
| N89°42'56"E | 606.65 | |
| S89°29'00"E | 2,000.65 | |
| N89°34'00"E | 2,367.75 | TO THE POINT OF BEGINNING |
| | | CONTAINS: 293.85 ACRES |

BASIS OF BEARING: BART OLSON ANNEXATION

DENNIS P. CARLISLE
PROFESSIONAL LAND SURVEYOR
REGISTRATION NO. 172675

March 25, 2008
DATE

STATE OF UTAH DENNIS P. CARLISLE No. 172675 PROFESSIONAL LAND SURVEYOR

SURVEYOR'S SEAL

## ACCEPTANCE BY LEGISLATIVE BODY

THIS IS TO CERTIFY THAT WE, THE SALEM CITY COUNCIL HAVE RECEIVED A PETITION SIGNED BY A MAJORITY OF THE OWNERS OF THE TRACT SHOWN HEREON REQUESTING THAT SAID TRACT BE ANNEXED TO THE CITY OF SALEM AND THAT A COPY OF THE ORDINANCE HAS BEEN PREPARED FOR FILING HEREWITH ALL IN ACCORDANCE WITH THE UTAH BOUNDARY COMMISSION ACT (1979) 10-1-04 & 10-2-401 THRU 423 (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 WRIGHT ADDITION ANNEXATION.

DATED THIS 22 DAY OF August TO SALEM CITY 2008

ATTEST: RECORDER

RECORDER'S SEAL

SALEM CITY CORPORATE SEAL UTAH COUNTY, UTAH

# ANNEXATION PLAT

# WRIGHT ADDITION

TO SALEM CITY

SALEM CITY UTAH COUNTY, UTAH

SCALE: 1" = 200 FEET

This form approved by Utah County and the municipalities therein.


LEI
Consulting Engineers and Surveyors, Inc.
3302 No. Main St.
Spanish Fork, UT 84660
801-798-0555 Fax 801-798-9393


12814

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 CITY OF SANTAQUIN, dated July 16th, 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 CITY OF SANTAQUIN, located in Utah County, State of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 9th day of September, 2008 at Salt Lake City, Utah.

Gary R Herbert

GARY R. HERBERT
Lieutenant Governor

**AMENDED ARTICLES OF INCORPORATION OF THE CITY OF SANTAQUIN**

Pursuant to provisions of the "Utah Municipal Code," the City of Santaquin, Utah and Juab Counties, Utah, acting by its Mayor and approved by the City Council during a Public Meeting held on July 16, 2008, hereby amends its Articles of Incorporation as follows:

1. The name of the municipality is the Municipal Corporation of Santaquin, also known as the City of Santaquin.

2. The geographical description of the City is hereby amended to include the described property attached hereto as Exhibit "A".

3. The City of Santaquin is a "City of the Fifth Class" as defined in Utah Code Ann. § 10-2-301(2)(e), having a population of more than 1000 inhabitants, but less than 10,000 inhabitants.

4. These Amended Articles of Incorporation shall become effective on July 16, 2008.

DATED this 16 day of July, 2008.

CITY OF SANTAQUIN

James E. DeGraffenried, Mayor

Received

AUG 06 2008

Gary R. Herbert
Lieutenant Governor

STATE OF UTAH )
: ss
COUNTY OF UTAH )

James E. DeGraffenried, being first duly sworn upon oath, deposes and says: that I am the Mayor of the City of Santaquin and the foregoing Amended Articles of Incorporation of the City of Santaquin are truthful and accurate to the best of my knowledge and information.

Subscribed and sworn to before me this 16 day of July, 2008.

SUSAN B FARNSWORTH
NOTARY PUBLIC • STATE of UTAH
45 W 100 S
SANTAQUIN, UT 84655
COMM. EXP. 11/29/2009

Susan B Farnsworth
Notary Public

MAIL TO:
SANTAQUIN City
45 W 100 So
SANTAQUIN UT 84655

ENT 96403:2008 PG 1 of 4
RANDALL A. COVINGTON
UTAH COUNTY RECORDER
2008 Aug 29 9:07 am FEE 0.00 BY SW
RECORDED FOR SANTAQUIN CITY CORPORATION

**Ordinance No. 07-03-2008**

# AN ORDINANCE AMENDING THE ZONING MAP OF SANTAQUIN CITY TO INCLUDE THE JONES ANNEXATION AREA LOCATED ADJACENT TO THE CURRENT CORPORATE BOUNDARIES OF SANTAQUIN CITY, UTAH

WHEREAS, the owners of certain real property that is contiguous to the boundaries of Santaquin City (the "Petitioners"), petitioned to annex the real property described in Exhibit A (the "Property") to the City; and

WHEREAS, the Petitioners own the majority of the privately owned real property within the annexation area; and

WHEREAS, all Affected Entities have received notice of the proposed annexation and amendment to the official zone map; and

WHEREAS, on March 27, 2008, after proper public notice the Santaquin City Planning Commission held a public hearing to receive input on the proposed annexation and zoning; and

WHEREAS, on July 16, 2008, the Santaquin City Council held a public hearing to receive public input concerning the proposed annexation, which public hearing was properly scheduled and noticed in accordance with Utah law.

WHEREAS, all of the Petitioners have now executed Annexation and Development Agreements; and

WHEREAS, Santaquin City, Utah desires to amend the Official Zone Map of Santaquin City to include the property within the City's regulatory boundary.

NOW, THEREFORE BE IT ORDAINED by the City Council of Santaquin City, Utah as follows:

**SECTION 1. Official Zone Map Amended.** The Official Zone Map of Santaquin City as adopted by section 02.0802 of the Santaquin City Zoning Ordinance, is hereby amended to include the annexed real property as depicted in Exhibit A.

**SECTION 2. Designation.** The amended area shall be zoned as depicted on the zoning map, a copy of which is attached hereto as Exhibit B and incorporated herein by reference.

**SECTION 3. Execution of Documents.** The Mayor is hereby authorized to execute AMENDED ARTICLES OF INCORPORATION OF THE CITY OF SANTAQUIN and a certification of the Santaquin City Council that the legal procedures for annexation have been completed.

**SECTION 4. Posting.** A copy of this ordinance shall be deposited in the office of the Santaquin City Recorder, and on July 17, 2008, the Santaquin City Recorder shall certify that this Ordinance has been posted in three public places within the municipality, as provided in Utah Code Annotated § 10-3-711(1).

**SECTION 5. Effective Date.** This Ordinance shall take effect on July 17, 2008, and the described Annexation shall be effective upon the certification of the Utah Lt. Governor.

PASSED AND ADOPTED this 16th day of July, 2008.

SANTAQUIN CITY

James E. DeGraffenried, Mayor

SANTAQUIN CITY Incorporated January 4, 1932 STATE OF UTAH

ATTEST:

SB Farnsworth

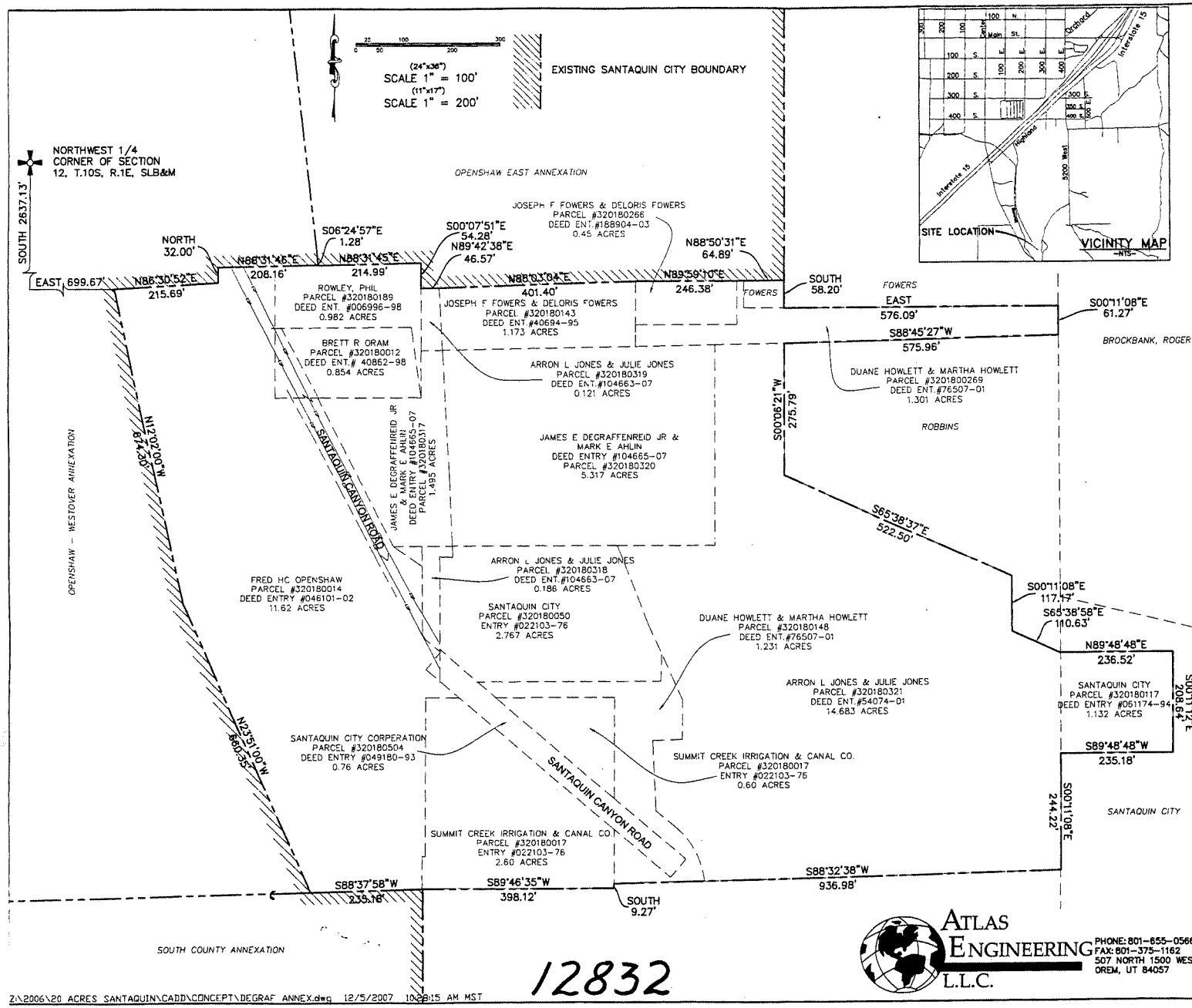
Susan B. Farnsworth, City Recorder

**JONES ANNEXATION**

A PARCEL OF LAND IN THE NORTH 1/2 OF THE SOUTHWEST 1/4 OF SECTION 12, TOWNSHIP 10 SOUTH, RANGE 1 EAST, S.L.B.&M., UTAH COUNTY, UTAH MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST QUARTER OF SAID SECTION 12, THENCE SOUTH A DISTANCE OF 2637.13 FEET AND EAST A DISTANCE OF 699.97 FEET TO THE REAL POINT OF BEGINNING:

THENCE N86°30'52"E 215.69 FEET; THENCE NORTH 32.00 FEET; THENCE N88°31'46"E 208.16 FEET; THENCE S06°24'57"E 1.28 FEET; THENCE N88°31'45"E 214.99 FEET; THENCE S00°07'51"E 54.28 FEET; THENCE N89°42'38"E 46.57 FEET; THENCE N88°03'04"E 401.40 FEET; THENCE N89°59'10"E 246.38 FEET; THENCE N88°50'31"E 64.89 FEET; THENCE SOUTH 58.20 FEET; THENCE EAST 576.09 FEET; THENCE S00°11'08"E 61.27 FEET; THENCE S88°45'27"W 575.96 FEET; THENCE S00°06'21"W 275.79 FEET; THENCE S65°38'37"E 522.50 FEET; THENCE S00°11'08"E 117.17 FEET; THENCE S65°38'58"E 110.63 FEET; THENCE N89°48'48"E 236.52 FEET; THENCE S00°11'12"E 208.64 FEET; THENCE S89°48'48"W 235.18 FEET; THENCE S00°11'08"E 244.22 FEET; THENCE S88°32'38"W 936.98 FEET; THENCE SOUTH 9.27 FEET; THENCE S89°46'35"W 398.12 FEET; THENCE S88°37'58"W 235.18 FEET; THENCE N23°51'00"W 660.35 FEET; THENCE N12°02'00"W 674.30 FEET TO THE POINT OF BEGINNING. CONTAINING 47.27 ACRES.







## SURVEYORS CERTIFICATE

I, BARRY L. PRETTYMAN DO HEREBY CERTIFY THAT I AM A PROFESSIONAL LAND SURVEYOR, AND THAT I HOLD CERTIFICATE NO. 166406 AS PRESCRIBED UNDER THE LAWS OF THE STATE OF UTAH. I FURTHER CERTIFY THAT THIS A TRUE AND ACCURATE MAP OF THE TRACT OF LAND TO BE ANNEXED INTO SANTAQUIN CITY, UTAH COUNTY, UTAH.

## BOUNDARY DESCRIPTION

A PARCEL OF LAND IN THE NORTH 1/2 OF THE SOUTHWEST 1/4 OF SECTION 12, TOWNSHIP 10 SOUTH RANGE 1 EAST, S.L.B.&M., UTAH COUNTY, UTAH MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST QUARTER OF SAID SECTION 12, THENCE SOUTH A DISTANCE OF 2637.13 FEET AND EAST A DISTANCE OF 699.97 FEET TO THE REAL POINT OF BEGINNING:

THENCE N86°30'52"E 215.69 FEET; THENCE NORTH 32.00 FEET; THENCE N88°31'46"E 208.16 FEET; THENCE S06°24'57"E 1.28 FEET; THENCE N88°31'45"E 214.99 FEET; THENCE S00°07'51"E 54.28 FEET; THENCE N89°42'38"E 46.57 FEET; THENCE N88°03'04"E 401.40 FEET; THENCE N89°59'10"E 246.38 FEET; THENCE N88°50'31"E 64.89 FEET; THENCE SOUTH 58.20 FEET; THENCE EAST 576.09 FEET; THENCE S00°11'08"E 61.27 FEET; THENCE S88°45'27"W 575.96 FEET; THENCE S00°06'21"W 275.79 FEET; THENCE S65°38'37"E 522.50 FEET; THENCE S00°11'08"E 117.17 FEET; THENCE S65°38'58"E 110.63 FEET; THENCE N89°48'48"E 236.52 FEET; THENCE S00°11'12"E 208.64 FEET; THENCE S89°48'48"W 235.18 FEET; THENCE S00°11'08"E 244.22 FEET; THENCE S88°32'38"W 936.98 FEET; THENCE SOUTH 9.27 FEET; THENCE S89°46'35"W 398.12 FEET; THENCE S88°37'58"W 235.18 FEET; THENCE N23°51'00"W 660.35 FEET; THENCE N12°02'00"W 674.30 FEET TO THE POINT OF BEGINNING.
CONTAINING 47.27 ACRES.

SURVEYOR — DATE: Aug. 1, 2008

REGISTERED LAND SURVEYOR BARRY L. PRETTYMAN #166406 STATE OF UTAH

## ACCEPTANCE BY THE LEGISLATIVE BODY

THIS IS TO CERTIFY THAT WE THE UNDERSIGNED SANTAQUIN CITY COUNCIL HAVE RECEIVED A PETITION SIGNED BY A MAJORITY OF THE OWNERS OF THE TRACT OF LAND SHOWN HEREON REQUESTING THAT SAID TRACT BE ANNEXED TO THE CITY OF SANTAQUIN AND THAT A COPY OF THE ORDINANCE HAS BEEN PREPARED FOR FILING HEREWITH ALL IN ACCORDANCE WITH THE UTAH BOUNDARY COMMISION ACT (1979) 10-1-04 & 10-2 401 THRU 423 (AS REVISED) AND THAT WE HAVE EXAMINED AND DO HEREBY APPROVED 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 AS THE JONES ANNEXATION.

DATED THIS 2 DAY OF July 2008

CLERK RECORDER — DATE: July 2, 2008

SANTAQUIN CITY Incorporated January 4, 1932 STATE OF UTAH

Received
Received
AUG 29 2008

Gary R. Herbert
Lieutenant Governor
Gary R. Herbert
Lieutenant Governor

ANNEXATION PLAT

# SANTAQUIN JONES ANNEXATION

SANTAQUIN CITY, UTAH COUNTY, UTAH

SCALE - AS SHOWN

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 CITY OF SANTAQUIN, dated November 19th, 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 CITY OF SANTAQUIN, located in Utah County, State of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 17th day of December, 2008 at Salt Lake City, Utah.

Gary R Herbert

GARY R. HERBERT
Lieutenant Governor

# AMENDED ARTICLES OF INCORPORATION OF THE CITY OF SANTAQUIN

Pursuant to provisions of the "Utah Municipal Code," the City of Santaquin, Utah and Juab Counties, Utah, acting by its Mayor and approved by the City Council during a Public Meeting held on November 19, 2008, hereby amends its Articles of Incorporation as follows:

1. The name of the municipality is the Municipal Corporation of Santaquin, also known as the City of Santaquin.

2. The geographical description of the City is hereby amended to include the described property attached hereto as Exhibit "A".

3. The City of Santaquin is a "City of the Fifth Class" as defined in Utah Code Ann. § 10-2-301(2)(e), having a population of more than 1000 inhabitants, but less than10,000 inhabitants.

4. These Amended Articles of Incorporation shall become effective on November 13, 2008.

DATED this 19 day of November, 2008.

CITY OF SANTAQUIN

James E. DeGraffenried, Mayor

STATE OF UTAH )
: ss
COUNTY OF UTAH )

James E. DeGraffenried, being first duly sworn upon oath, deposes and says: that I am the Mayor of the City of Santaquin and the foregoing Amended Articles of Incorporation of the City of Santaquin are truthful and accurate to the best of my knowledge and information.

Subscribed and sworn to before me this 19 day of November, 2008.

SUSAN B FARNSWORTH
NOTARY PUBLIC • STATE of UTAH
45 W 100 S
SANTAQUIN, UT 84655
COMM. EXP. 11/29/2009

Notary Public 11/29/09

Received
DEC 16 2008
Gary R. Herbert
Lieutenant Governor

4823-5233-5360.SA605-004

Santaquin City
75 W 100 S
Santaquin UT 84655

ENT 127542:2008 PG 1 of 21
RANDALL A. COVINGTON
UTAH COUNTY RECORDER
2008 Dec 04 11:12 am FEE 0.00 BY JL
RECORDED FOR SANTAQUIN CITY CORPORATION

**Ordinance No. 11-01-2008**

# AN ORDINANCE AMENDING THE ZONING MAP OF SANTAQUIN CITY TO INCLUDE THE SANTAQUIN 66 ANNEXATION AREA LOCATED ADJACENT TO THE CURRENT CORPORATE BOUNDARIES OF SANTAQUIN CITY, UTAH

WHEREAS, on November 15, 2007, Santaquin 66, LLC (the "Petitioner(s)"), petitioned to annex the real property described in Exhibit A (the "Property") to the City; and

WHEREAS, the Petitioners own the majority of the privately owned real property within the annexation area; and

WHEREAS, all Affected Entities have received notice of the proposed annexation and amendment to the official zone map; and

WHEREAS, on January 2, 2008, the Santaquin City Council held a public hearing to receive public input concerning the proposed annexation, which public hearing was properly scheduled and noticed in accordance with Utah law.

WHEREAS, all of the Petitioners have now executed the Annexation and Development Agreement; and

WHEREAS, Santaquin City, Utah desires to amend the Official Zone Map of Santaquin City to include the property within the City's regulatory boundary.

NOW, THEREFORE BE IT ORDAINED by the City Council of Santaquin City, Utah as follows:

**SECTION 1. Official Zone Map Amended.** The Official Zone Map of Santaquin City as adopted by section 02.0802 of the Santaquin City Zoning Ordinance, is hereby amended to include the annexed real property as depicted in Exhibit A.

**SECTION 2. Designation.** The amended area shall be zoned R10 as depicted on the zoning map, a copy of which is attached hereto as Exhibit B and incorporated herein by reference.

**SECTION 3. Execution of Documents.** The Mayor is hereby authorized to execute AMENDED ARTICLES OF INCORPORATION OF THE CITY OF SANTAQUIN and a certification of the Santaquin City Council that the legal procedures for annexation have been completed.

**SECTION 4. Posting.** A copy of this ordinance shall be deposited in the office of the Santaquin City Recorder, and on November 13, 2008, the Santaquin City Recorder shall certify that this Ordinance has been posted in three public places within the municipality, as provided in Utah Code Annotated § 10-3-711(1).

**SECTION 5. Effective Date.** This Ordinance shall take effect on November 13, 2008, and the described Annexation shall be effective upon the certification of the Utah Lt. Governor.

PASSED AND ADOPTED this 19 day of November, 2008.

SANTAQUIN CITY

James E. DeGraffenried, Mayor

SANTAQUIN CITY
Incorporated
January 4, 1932
STATE OF UTAH

ATTEST:

Susan B. Farnsworth, City Recorder

## SANTAQUIN 66 ADDITION ANNEXATION BOUNDARY DISCRIPTION

BEGINNING AT A POINT LOCATED N0°04'32"W ALONG THE SECTION LINE 828.00 FEET ANE EAST 1565.83 FEET FROM THE WEST 1/4 CORNER OF SECTION 12, TOWNSHIP 10 SOUTH, RANGE 1 EAST S.L.B.&M. THENCE ALONG THE FOLLOWING COURSES & DIRECTIONS:

N0°46'02" E 139.26 ALONG CITY LIMITS AND IT'S EXTENSION TO A BOUNDARY LINE AGREEMENT RECORDED A ENTRY NUMBER 92158:2001, UTAH COUNTY RECORDS; S89°04'10"E 298.61 ALONG SAID BOUNDARY LINE AGREEMENT; S0°09'21"E ALONG SAID BOUNDARY LINE AGREEMENT; N89°13'58"W 300.84 ALONG THE EXTENSION OF, AND ALONG CURRENT CITY LIMITS TO THE POINT OF BEGINNING.

CONTAINS: ± 0.96 ACRES

STATE OF UTAH )
: ss.
COUNTY OF UTAH )

On November 19, 2008, the City Council of Santaquin City, Utah, adopted Ordinance No. 11-01-2008, thereby annexing certain property into Santaquin City. The City Council hereby certifies that it has complied with the requirements of Utah Code Ann. §10-2-401 et seq. to complete the lawful annexation of the property described and attached hereto as Exhibit A.

DATED this 19 day of November, 2008.

SANTAQUIN CITY
Incorporated
January 6, 1937
STATE OF UTAH

SANTAQUIN CITY

James E. DeGraffenried
JAMES E. DEGRAFFENRIED, Mayor

ATTEST:

SBFarnsworth
Susan B. Farnsworth, City Recorder

# AMENDED ARTICLES OF INCORPORATION OF THE CITY OF SANTAQUIN

Pursuant to provisions of the "Utah Municipal Code," the City of Santaquin, Utah and Juab Counties, Utah, acting by its Mayor and approved by the City Council during a Public Meeting held on November 19, 2008, hereby amends its Articles of Incorporation as follows:

1. The name of the municipality is the Municipal Corporation of Santaquin, also known as the City of Santaquin.

2. The geographical description of the City is hereby amended to include the described property attached hereto as Exhibit "A".

3. The City of Santaquin is a "City of the Fifth Class" as defined in Utah Code Ann. § 10-2-301(2)(e), having a population of more than 1000 inhabitants, but less than10,000 inhabitants.

4. These Amended Articles of Incorporation shall become effective on November 13, 2008.

DATED this 19 day of November, 2008.

CITY OF SANTAQUIN

James E. DeGraffenried, Mayor

STATE OF UTAH )
: ss
COUNTY OF UTAH )

James E. DeGraffenried, being first duly sworn upon oath, deposes and says: that I am the Mayor of the City of Santaquin and the foregoing Amended Articles of Incorporation of the City of Santaquin are truthful and accurate to the best of my knowledge and information.

Subscribed and sworn to before me this 19 day of November, 2008.

SUSAN B FARNSWORTH
NOTARY PUBLIC • STATE of UTAH
45 W 100 S
SANTAQUIN, UT 84655
COMM. EXP. 11/29/2009

Notary Public 11/29/09

4823-5233-5360.SA605-004

# ANNEXATION AND DEVELOPMENT AGREEMENT FOR SANTAQUIN CITY - SANTAQUIN 66

THIS ANNEXATION AND DEVELOPMENT AGREEMENT (the "Agreement") is entered into as of the 19 day of November, 2008, by and between Santaquin 66, LLC, a _____ limited liability company, (hereinafter referred to as the "Petitioner"), and Santaquin City, a fifth class city of the State of Utah (hereinafter referred to as the "City"), (together, the "Parties").

## RECITALS

A. WHEREAS, on November 15, 2007, Petitioner filed a Petition with the City (the "Petition"), formally requesting the annexation of approximately .96 acres of property adjacent to the City (hereinafter collectively referred to as "the Property"), which is more particularly described in Exhibit A; and

B. WHEREAS, Petitioner owns all of the Property; and

C. WHEREAS, on November 20, 2007, the City Council moved to accept the Petition; and

D. WHEREAS, on December 19, 2007, the City Council received notice that the City Recorder had certified the Petition pursuant to the provisions of Utah Code Ann. § 10-2-405(2); and

E. WHEREAS, no protests were filed with the City Recorder during the protest period, or since the time for protests.

F. WHEREAS, on November 12, 2008, the Santaquin City Council held a public hearing to receive public input concerning the proposed annexation, which public hearing was properly scheduled and noticed in accordance with Utah law; and

G. WHEREAS, the Parties intend to enter into this Agreement to finalize the annexation and zoning of the Property, establish annexation and development parameters for the development of any Project Area and to take all steps necessary to, and to develop the Project Area according to this Agreement.

NOW, THEREFORE, in consideration of the foregoing recitals and the covenants hereafter set forth, the sufficiency of which the Parties hereby acknowledge, the Parties agree as follows:

## SECTION I. DEFINITIONS

Unless the context requires a different meaning, any term or phrase used in this Agreement that has its first letter capitalized shall have that meaning given to it by the Santaquin Zoning Ordinance in

effect on the date of a complete application or, if different, by this Agreement. Certain such terms and phrases are referenced below; others are defined where they appear in the text of this Agreement.

1.1 **"After Acquired Property"** means any and all of the Property that has been or will be acquired by Petitioner after the date hereof.

1.2 **"Applicant"** means the person or entity that applies for the development of a Project.

1.3 **"Annexation Petition"** means that certain Petition for annexation to the City dated November 15, 2007, and certified by the City Recorder on December 19, 2007.

1.4 **"Buildout"** means the completion of all of the development of the land in the Project Area.

1.5 "**Design Guidelines**" means Santaquin City Standard Specifications and Drawings, adopted by Santaquin City on July 11, 2007, and amended on April 16, 2008, pursuant to Resolution Number 04-03-2008, together with any subsequent amendments thereto.

1.6 **"Owners"** means the owners of the Property, or any part thereof, as indicated on the tax records of Utah County.

1.7 **"Project"** means any portion of the Property proposed for development by the Petitioner or any successors or assigns thereof.

## SECTION II. GENERAL RIGHTS AND RESPONSIBILITIES.

### 2.1 General Rights and Responsibilities of Petitioner

2.1.1 **Conditions of Approval and Impact Fees.** With respect to the development of the Project Area, Petitioner accepts and agrees to comply with the impact, connection and building fees of the City currently in effect, or as amended, the City agreeing and representing that any such fee schedule will be applied uniformly within the City or service area of the City, as applicable. Petitioner acknowledges that the development of any Project within the Project Area will require infrastructure supported by impact fees and finds the fees currently imposed to be a reasonable monetary expression of exactions that would otherwise be required at this time. Petitioner agrees not to challenge, contest or bring a judicial action seeking to avoid payment of or to seek reimbursement for such fees, so long as such fees are applied uniformly within the City or service area.

2.1.2 **Construction Mitigation.** Prior to any development of the Project Area, Petitioner shall provide the following measures, all to the reasonable satisfaction of the City's Engineer, to mitigate the impact of construction within the Project Area. Petitioner shall also adhere to the usual construction impact mitigation measures required by the City. Additional reasonable site-

specific mitigation measures may be required. The following measures shall be included in each application for development of any Development Phase:

2.1.2.1 Limits of disturbance, vegetation protection and the re-vegetation plan for all construction, including construction of public improvements;

2.1.2.2 Protection of existing infrastructure improvements from abuse or damage while new infrastructure improvements are being constructed; and

2.1.2.3 Construction traffic routing plan to minimize traffic impacts on Santaquin City and residential areas as approved by the City.

2.1.3 **Subsequent Applications Under Future Development Code**. Without waiving any rights granted by this Agreement, Petitioner may, from time-to-time or at any time, choose to submit some or all of the Project Area for development under the version of the City's Development Code in place at the time of the application.

2.1.4 **Vested Rights in Concept Plan.** Subject to the provisions of this Agreement, Petitioner shall have the vested right for a term of five (5) years from the execution of this Agreement, to develop the Project Area in accordance with the Concept Plan attached hereto as Exhibit B, in accordance with the land use regulations of the City as they exist on the date of execution of this Agreement, for use and density for up to a maximum of three (3) residential units. The provisions of the Concept Plan shall form a part of this Agreement. At the end of said five year term, no Preliminary Plat may be approved that is not in compliance with all City land use ordinances in effect on the date that the complete application was submitted to the City. Notwithstanding the foregoing, the land use regulations which are applicable to the Project may be modified when required by federal and/or state laws and regulations promulgated to avoid any imminent and substantial risk or threat of injury to the public health and safety. All development within the Project Area shall be subject to and comply with any future amendments or changes to the Uniform Building Code, American Association of State Highway Transportation Officials (AASHTO) standards, federal water quality regulations, as the City makes changes or amendments based on any such standards, codes and/or regulations that may now or then be applicable to the Project or any phase thereof.

2.1.5 **After Acquired Property.** Petitioner agrees that its rights and obligations under this Agreement shall apply to any and all After Acquired Property as defined herein.

2.2 **General Rights and Responsibilities of the City**

2.2.1 **Reserved Legislative Powers**. This Agreement shall not limit the future exercise of the police powers of the City to enact ordinances, standards, or rules regulating development. The City acknowledges, however, that any exercise of its legislative or police powers which alters or modifies this Agreement to Petitioner's detriment may render the City liable to such remedies as may be available to Petitioner under such circumstances.

2.2.2 **Compliance with City Requirements and Standards**. Petitioner expressly acknowledges that nothing in this Agreement shall be deemed to relieve it of its obligations to comply with all applicable requirements of the City necessary for approval and recordation of subdivision plats and site plans for any Project, in effect at the time of development approval, including the payment of unpaid fees, the approval of subdivision plats and site plans, the approval of building permits and construction permits, and compliance with all applicable ordinances, resolutions, policies and procedures of the City. Petitioner specifically acknowledges that the City may enact ordinance(s) regulating land use and development in a flood plain or potential geologic hazard are to protect life or prevent the substantial loss of or damage to real property, and agree to be bound by any such ordinances whether adopted prior to or subsequent to the execution of this Agreement.

2.2.3 **Power of Eminent Domain**. The City agrees that in the event Petitioner needs to obtain easements or rights of way for the purpose of constructing infrastructure improvements for a Project and is otherwise unable to negotiate a reasonably acceptable contract for such easements or rights of way, the City, upon the request of Petitioner, may *consider* exercise of its power of eminent domain to obtain such easements or rights of way, any and all costs of which shall be borne by the Petitioner so requesting.

2.2.4 **Property to Become a Part of Santaquin City**. Upon annexation, the Property shall become, for all purposes—including government, taxation, municipal services and protection, and consideration in all municipal matters—a part of Santaquin City. Development therein, and the residents and occupants thereof, shall be treated in all respects as is any other development, resident, or occupant of Santaquin City.

2.3 **Recording.** The City shall cause this Agreement, together with all exhibits and attachments, to be recorded with the Utah County Recorder.

## SECTION III. SPECIFIC RIGHTS AND RESPONSIBILITIES

### 3.1 Water

#### 3.1.1 Obligations of the Petitioner.

3.1.1.1 **Water System.** The Applicant for development of any Project, shall design, build and dedicate to the City an adequate water delivery system according to City specifications and standards, including all distribution lines, for the Project Area, including all fire flow and irrigation needs. All facilities necessary to provide a water system installed by Applicant within all Project Areas, upon acceptance by the City, shall be owned, operated and maintained by the City. The obligations of Applicant or its successors or assigns shall include the construction of water distribution lines outside the Project Area and outside the Property as necessary to connect to the existing Santaquin City water system. Applicant shall be similarly responsible for such infrastructure at such time as any portion of a Project Area is developed.

3.1.1.2 **Satisfaction of Water Rights Requirement.** Petitioner hereby asserts that it is familiar with Santaquin City Code § 8-1-10 A. 2 and hereby agrees that prior to either approval of a preliminary plat for, or issuance of a building permit on, any parcel of property that is included in the Project Area, the owner of the subject parcel shall either dedicate water rights to the City or, with the City's written consent, pay a cash equivalent in value to the cost of the required water rights, as specified by, or as determined in accordance with, the provisions of the City Code. The City, in its sole discretion, shall determine whether the requirements of this section shall be satisfied by the dedication of water rights or the payment of money in lieu of said water rights. The City shall not be required to approve any plat, or issue any building permit, until such requirements are fully satisfied.

3.1.2 **City Obligations**. Upon the dedication and acceptance by the City of the water delivery system, satisfaction of the water rights requirements (as outlined in section 3.1.1.2) and payment of impact fees, the City shall provide all use areas served by such infrastructure within the Project Area with water service at a level generally provided to other areas of the City.

3.2 **Sanitary Sewer Service and Facilities**

3.2.1 **Petitioner's Obligations.** In recognition and consideration of the City's willingness to provide the sanitary sewer service necessary to meet the demands of the Project Area at Buildout, Petitioner voluntarily agrees as follows:

3.2.1.1 **Easements and Installation.** Petitioner shall grant to the City, at no cost to the City, all easements necessary for the operation, maintenance, and replacement of all wastewater collection lines and related facilities, located within the Project Area as the City determines to be necessary.

3.2.1.2 **Construction of Sewer Infrastructure.** Each Applicant for the development of a Project shall install, at its sole expense, all sewer lines and other infrastructure improvements which the City deems necessary to provide such disposal and treatment service from the Project to the existing Santaquin Sewer System, including both on-site and off-site improvements.

3.2.1.3 **Payment of Sewer Impact Fees.** All preliminary and final subdivision plats and all site plan approvals presented after the effective date of this Agreement are subject to the payment of sewer impact fees and sewer connection fees then in effect and generally applicable to other development within the City, payable at the time of building permit issuance.

3.2.2 **City Obligations.** Upon construction to City specifications and standards of all required sewer-related infrastructure improvements, the payment of all required impact fees and other fees described herein, and dedication and acceptance of all lines and necessary sewer-related improvements and easements, the City shall provide to the Project Area, sanitary sewer service at a level generally provided to other areas of the City.

3.3 **Flood and Watershed Protection Facilities.**

3.3.1 **Flood and Watershed Protection Study.** Prior to any development of a Project, the Applicant, or its successors or assigns, shall provide to the City a Flood and Watershed Protection Study if the City in its sole discretion determines that such a study is in the best interests of the City. The Flood and Watershed Protection Study shall be prepared by a professional engineer, licensed in the state of Utah and approved by the City. Said study shall include: (i) data and analysis concerning the possibility of future flooding and/or soil erosion in the Project Area; (ii) data and analysis concerning the potential effects of the development of the Project on adjacent areas with respect to future flooding and/or soil erosion; and (iii) recommendations for the mitigation of potential adverse effects of flooding and/or soil erosion on the Project and adjacent properties. All costs of said study shall be the sole responsibility of the Applicant.

3.3.2 **Construction of Flood and Watershed Protection Facilities.** Prior to the issuance of any permit for the construction of any permanent structure in a Project, the Applicant shall construct facilities, which, in the sole discretion of the City, are sufficient to protect: (i) the Project from future flooding and/or soil erosion; and (ii) areas adjacent to the Project and the Project Area from an increased danger of future flooding and/or soil erosion resulting from development in the Project. Such construction, including any necessary acquisition of property, rights-of-way and/or easements, shall be the sole responsibility of the Applicant.

3.4 **Transportation and Traffic Mitigation**

3.4.1 **Applicant's Obligations.** Each Applicant for the development of a Project shall provide the following transportation and traffic mitigation measures which are intended to reduce potential traffic impacts resulting from the development anticipated by the Project.

3.4.1.1 **Plans and Permits.** Prior to any development of a Project, the Applicant shall obtain all necessary approvals and permits from the City, and from the Utah Department of Transportation (hereinafter "UDOT") if applicable.

3.4.1.2 **Roads Within a Project.** In the event that the City shall approve a final plat for development of a Project, the Applicant shall construct all roads within the Project that are designated on said final plat or the documents, including internal circulation routes. All such construction shall be completed in accordance with the requirements of all such approvals and permits and the Design Guidelines. Prior to the construction of any of the improvements described herein, the Applicant shall obtain the City's written approval of all plans, drawings and specifications with respect to the alignment and construction of such road improvements. Upon completion of the construction of such improvements, the same shall be dedicated to the City. Applicant shall pay all costs of construction of such improvements.

3.4.1.4 **Sidewalk, Curb and Gutter.** Petitioner shall construct, at it sole expense, sidewalk, curb and gutter along both sides of all public roads within a Project and along all

existing public roads that will provide access to and are adjacent to the front access of any portion of a Project where said public roads abut the Project. Said improvements shall be constructed in accordance with Design Standards and shall be completed within one year of the execution of this agreement and upon completion shall be dedicated to the City. Each Applicant for development of a Project shall construct, at its sole expense, Internal Curbing & Pedestrian Pathways in all portions of the Project as may be required by the City in connection with the approval of any final subdivision or development plat, or building permit.

3.4.1.5 **Landscaping.** Upon the City's approval of any plat within a Project, the Applicant shall construct and create, at Applicant's sole cost and expense, landscape improvements as set forth in the City's Design Guidelines and Development Code. Such landscape improvements shall include the construction, creation, and maintenance of such improvements as shall be approved by the City in connection with the required development process.

3.4.1.6 **Trails.** In the event that any part of a Project includes property that is designated as a trail on the Santaquin City Master Trails Plan, Applicant shall incorporate the trails as described in said plan into the Project and shall design and construct all such trails, at its sole expense, in accordance with the Design Guidelines, and upon completion shall dedicate said trails to the City.

3.4.2 **City Obligations.**

3.4.2.1 **Dedication.** The City shall accept the dedication of all streets in each Project, so long as such streets are constructed to the City specifications and standards, are dedicated free of all liens and encumbrances, and are covered by all required bonds and warranties.

3.5 **Utilities.**

3.5.1 **Applicant's Obligations**. Each Applicant for development of a Project shall be responsible for the provision of all utility infrastructure within the Project, including (but not necessarily limited to) the following:

3.5.1.1 As provided in § 3.1 hereof, culinary and secondary water systems, including all appurtenances;

3.5.1.2 As provided in § 3.2 hereof, sewer and sanitary systems;

3.5.1.3 Runoff and storm drainage;

3.5.1.4 Natural gas;

3.5.1.5 Electricity;

3.5.1.6 Telecommunications; and

3.5.1.7 Street lighting.

3.5.2 **Easements, Rights-of-Way, Etc.** Petitioner shall grant, provide, and/or dedicate all such easements, rights of way, rights of entry, or other servitudes as may be necessary for the installation and maintenance of the infrastructure contemplated herein.

3.5.3 **City's Obligations**. The City agrees to allow, upon proper application and permit, work on property owned by the City as may be necessary to connect, link, construct, or accommodate utility improvements in the Project Area.

3.5.4 **Underground Utilities.** All utility lines, conduits, pipes, maintenance or service stations, pump houses, and the like, that are installed or replaced in connection with the development of a Project, whether within or outside the Property, shall be installed underground, to the extent that such installation (i) is reasonably practicable, (ii) lies within the parameters of City specifications, (iii) complies with applicable federal, state, and local law, regulation, and ordinance, and (iv) accords with industry standards and practices. All such utilities necessary for appropriate service to the Project, whether within or outside the Project, shall be installed or replaced at the sole cost of the Applicant.

## SECTION IV. ZONING

4.1 **Amendment of the Santaquin Zoning Map.** Upon Annexation of the Property, the Santaquin City Zoning Map shall be amended to include the Property in a(n) R10 zone. Notwithstanding any provisions of the R10 zone to the contrary, the minimum lot size in the Project Area shall be ten thousand (12,000) square feet.

## SECTION V. GENERAL PROVISIONS

5.1 **Covenants Running with the Land.** The provisions of this Agreement shall constitute real covenants, contract and property rights and equitable servitudes, which shall run with all of the land subject to this Agreement. The burdens and benefits hereof shall bind and inure to the benefit of each of the Parties hereto and all successors in interest to the Parties hereto. All successors in interest shall succeed only to those benefits and burdens of this Agreement which pertain to the portion of the Property to which the successor holds title, or which would apply to the Petitioner through whom the interest was acquired. Such titleholder is not a third party beneficiary of the remainder of this Agreement or to zoning classifications and benefits relating to other portions of the Property.

5.2 **Transfer of Property.** Petitioner shall have the right, with the City's consent, to assign or transfer all or any portion of his/her rights and obligations under this Agreement to any party acquiring an interest or estate in the Project Area or any portion thereof, except as specifically set forth below. The City may not unreasonably withhold its consent to such assignment. Unless the City objects in writing within thirty (30) days of receiving written notice of a proposed transfer or assignment, the City shall be deemed to have approved of and consented to the same. In the event of an assignment, to which the City consents, the transferee shall succeed to all of Petitioner's rights

under this Agreement. However, in the event of an assignment or a transfer to which the City does not consent, this Agreement may be declared void as to that portion of the Property that is so assigned or transferred, at the option of the City. Notwithstanding the foregoing, a Petitioner selling or conveying individual lots or parcels of land to builders, individuals or another Petitioner shall not be deemed to be an "assignment" subject to the above requirement for approval unless specifically designated as an assignment by the Petitioner.

5.3 **No Agency, Joint Venture or Partnership.** It is specifically understood and agreed to by and among the Parties that: (i) each Project Area is a private development; (ii) City and Petitioner hereby renounce the existence of any form of agency relationship, joint venture or partnership between City and Petitioner; and (iii) nothing contained herein shall be construed as creating any such relationship between City and Petitioner.

5.4 **Consent**. In the event this Agreement provides for consent from the City or the Petitioner, such consent shall be deemed to be given thirty (30) days after consent is requested in writing in the event no response to the request is received within that period. All requests for consent shall be made in writing.

5.5 **Legal Challenges.** In the event that any person challenges this Agreement or the development contemplated herein, upon request by Petitioner, or with notice to Petitioner and Petitioner's consent or acquiescence, the City may undertake to defend this Agreement or the development. In such a case, Petitioner agrees to accept responsibility, jointly and severally, for all legal fees, including attorneys' fees, expenses, and/or court costs incurred by the City upon presentation to the Petitioner of an itemized list of costs, expenses, and fees.

## SECTION VI. MISCELLANEOUS

6.1 **Incorporation of Recitals, Introductory Paragraphs, and Exhibits.** The Recitals contained in this Agreement, the introductory paragraph preceding the Recitals, and all Exhibits referred to or attached hereto are hereby incorporated into this Agreement as if fully set forth herein.

6.2 **Other Miscellaneous Terms.** The singular shall include the plural; the masculine gender shall include the feminine; "shall" is mandatory; "may" is permissive.

6.3 **Severability**. If any provision of this Agreement or the application of any provision of this Agreement to a particular situation is held by a court of competent jurisdiction to be invalid or unenforceable, the remaining provisions of this Agreement shall continue in full force and effect.

6.4 **Construction.** This Agreement has been reviewed and revised by legal counsel for Petitioner, and by legal counsel for the City, and no presumption or rule that ambiguities shall be construed against the drafting Party shall apply to the interpretation or enforcement of this Agreement.

6.5 **Further Assurances, Documents, and Acts**. Each of the Parties agrees to cooperate in good faith with the others, and to execute and deliver such further documents, and to take all further acts reasonably necessary in order to carry out the intent and purposes of this Agreement and the actions contemplated hereby. All provisions and requirements of this Agreement shall be carried out by each party as allowed by law.

6.6 **Assignment**. Neither this Agreement nor any of the provisions, terms or conditions hereof can be assigned by the Petitioner to any other party, individual or entity without assigning the obligations as well as the rights under this Agreement. The rights of the City under this Agreement shall not be assigned.

6.7 **Governing Law, and Dispute Resolution, and Attorneys' Fees**. This Agreement shall be governed by and construed in accordance with the laws of the State of Utah.

6.7.1 **Mediation.** Any and all disputes arising out of or related to this Agreement or the Parties' performance hereunder shall be submitted to mediation before a mutually acceptable mediator prior to initiation of litigation or any other binding or adjudicative dispute resolution process. The parties shall: (i) mediate in good faith; (ii) exchange all documents which either believes to be relevant and material to the issue(s) in dispute; (iii) exchange written position papers stating their position on the dispute(s) and outlining the subject matter and substance of the anticipated testimony of persons having personal knowledge of the facts underlying the dispute(s), and; (iv) engage and cooperate in such further discovery as the parties agree or mediator suggests may be necessary to facilitate effective mediation. Mediator, venue, and related costs shall be shared equally by the Parties. Venue of the mediation shall be Utah County, State of Utah. In the event the Parties are unable to agree upon a mediator, the mediator shall be appointed by a court of competent jurisdiction. This provision shall be specifically enforceable according to its terms, including but not limited to an action to compel mediation. The prevailing party in any action to enforce, in whole or in part, this mediation clause or in any subsequent arbitration or mediation shall be entitled to reimbursement of attorneys' fees and costs incurred in said action.

6.7.2 **Default Litigation.** If any Party hereto is required to engage the services of legal counsel by reason of the default of another Party, the nondefaulting Party shall be entitled to receive its costs and reasonable attorneys' fees, both before and after judgment and whether or not suit be filed or if the provisions of this Agreement are enforced through arbitration. Said costs and attorneys' fees shall include, without limitation, costs and attorneys' fees incurred in any appeal and in any proceedings under any present or future federal bankruptcy act or state receivership act.

6.8 **Notices.** Any notice or communication required hereunder between the Parties must be in writing and may be given either personally or by registered or certified mail, return receipt requested, or by facsimile. If given by registered or certified mail, the same shall be deemed to have been given and received on the first to occur of: (i) actual receipt by any of the addressees designated below as the party to whom notices are to be sent; or (ii) five (5) days after a registered or certified letter containing such notice, properly addressed, with postage prepaid, is deposited in the United

States mail. If personally delivered, a notice is given when delivered to the party to whom it is addressed. If given by facsimile to the address and number for such party set forth below (provided, however, that the notice is not effective unless a duplicate copy of the facsimile notice is promptly given by one of the other methods permitted under this paragraph), the notice is deemed to have been given upon receipt by the other Party. Any Party hereto may at any time, by giving ten (10) days written notice to other Parties hereto, designate any other address in substitution of the address to which such notice or communication shall be given. Such notices or communications shall be given to the Parties at the address set forth below:

If to City to:
*Santaquin City Recorder*
*45 West 100 South*
*Santaquin, UT 84655*
*Facsimile: (801) 754-3526*

Copy to:
*Brett B. Rich, Esq.*
*Nielsen & Senior*
*53rd Park Plaza, Suite 400*
*5217 South State Street*
*Salt Lake City, Utah 84107*
*Facsimile: (801) 327-8222*

If to Petitioner to:
*Santaquin 66, LLC*
*c/o Ben Howell*
*2220 Village Walk Drive, #3203*
*Henderson, NV 89052*
*Facsimile: (702) 407-6823*

6.9 **Counterparts and Exhibits.** This Agreement is executed in two (2) duplicate counterparts, each of which is deemed to be an original. This Agreement consists of twelve (12) pages, including notary acknowledgment forms, and two (2) additional exhibit(s), which constitute the entire understanding and agreement of the Parties to this Agreement. The following exhibit is attached to this Agreement and incorporated herein for all purposes:

Exhibit A Legal description of the Property
Exhibit B Concept Plan

6.10 **Duration.** This Agreement shall continue in force and effect until all obligations hereunder have been satisfied.

IN WITNESS WHEREOF, this Agreement has been executed by the Parties, by persons duly authorized to execute the same and by the City of Santaquin, acting by and through its City Council as of the 19 day of November, 2008.

SANTAQUIN CITY Incorporated January 4, 1982 STATE OF UTAH

**SANTAQUIN CITY**

**JAMES E. DeGRAFFENRIED, Mayor**

ATTEST:

Susan B. Farnsworth, City Recorder

**PETITIONER:**

**BEN HOWELL, Managing Member**
**Santaquin 66, LLC**

STATE OF ~~UTAH~~ Nevada )
:ss
COUNTY OF ~~UTAH~~ Clark )

On this 13 day of NOVEMBER, 2008, before me personally appeared Ben Howell, personally known to me, who after being duly sworn acknowledged to me that he executed this document. Witness my hand and official seal.

Melanie B Stuchell
NOTARY PUBLIC - STATE OF NEVADA
My Appointment Expires 03/09/2011
Appointment No. 07-2253-1

*Notary Public*

Melanie B Stuchell
NOTARY PUBLIC - STATE OF NEVADA
My Appointment Expires 03/09/2011
Appointment No. 07-2253-1

MS

## SANTAQUIN 66 ADDITION ANNEXATION BOUNDARY DISCRIPTION

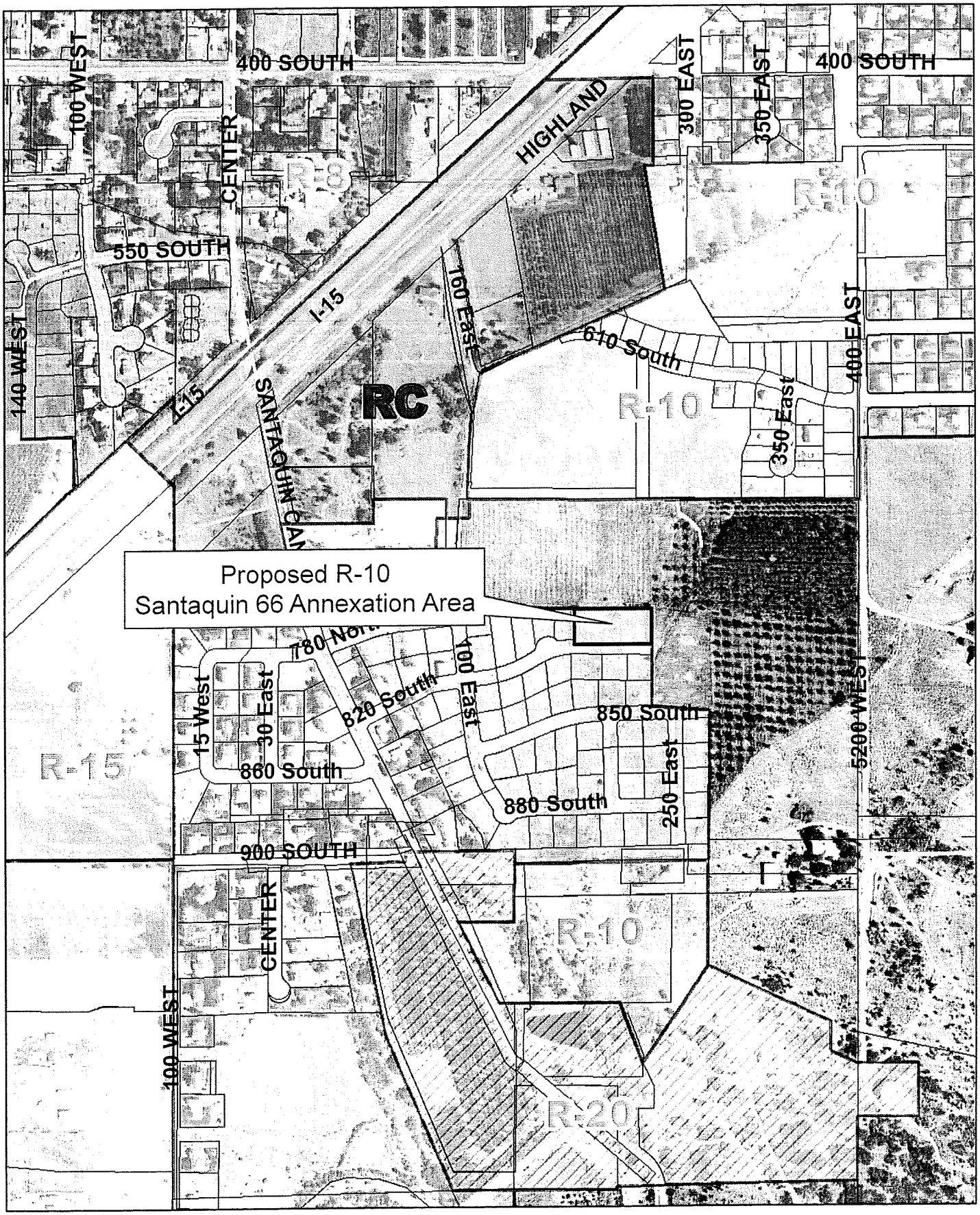
BEGINNING AT A POINT LOCATED N0°04'32"W ALONG THE SECTION LINE 828.00 FEET ANE EAST 1565.83 FEET FROM THE WEST 1/4 CORNER OF SECTION 12, TOWNSHIP 10 SOUTH, RANGE 1 EAST S.L.B.&M. THENCE ALONG THE FOLLOWING COURSES & DIRECTIONS:

N0°46'02" E 139.26 ALONG CITY LIMITS AND IT'S EXTENSION TO A BOUNDARY LINE AGREEMENT RECORDED A ENTRY NUMBER 92158:2001, UTAH COUNTY RECORDS; S89°04'10"E 298.61 ALONG SAID BOUNDARY LINE AGREEMENT; S0°09'21"E ALONG SAID BOUNDARY LINE AGREEMENT; N89°13'58"W 300.84 ALONG THE EXTENSION OF, AND ALONG CURRENT CITY LIMITS TO THE POINT OF BEGINNING.

CONTAINS: ± 0.96 ACRES

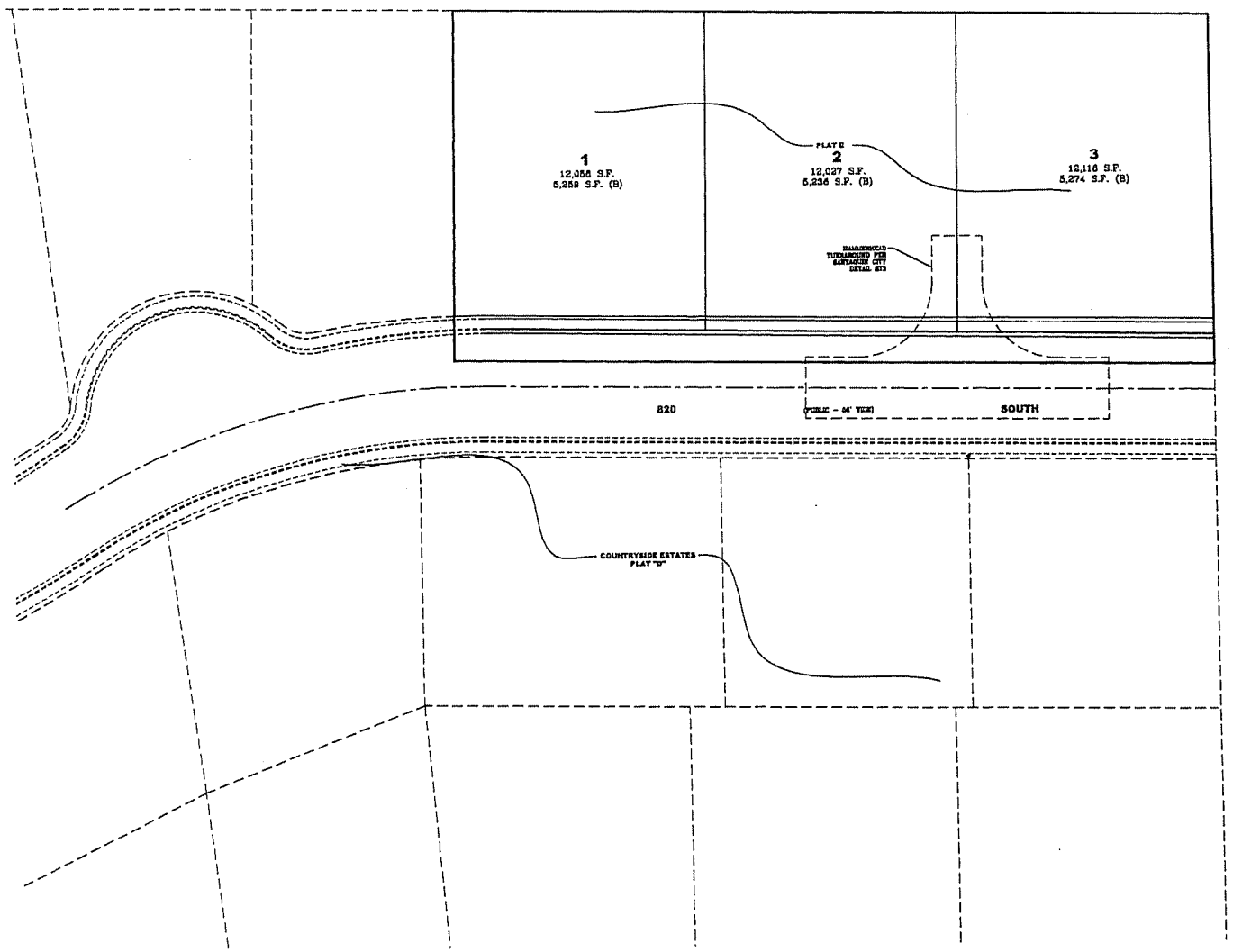
Proposed Santaquin 66 Annexation Addition
Approximately 250 East 750 South

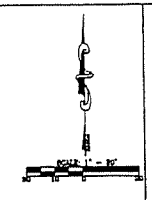




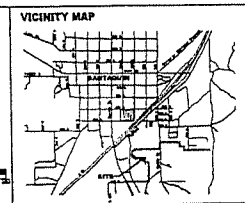

0 215 430 860 1,290 1,720 Feet

# COUNTRYSIDE ESTATES
# PLAT "E"
## SANTAQUIN, UTAH




### VICINITY MAP




### TABULATIONS

| | |
|---|---|
| ZONE: | R-10 |
| PLAT "E" AREA: | .98 ACRES |
| # OF UNITS: | 3 LOTS |
| LOT AREA: | .83 ACRES |
| RIGHT-OF-WAY AREA: | .12 ACRES |
| DENSITY: | 3.18 UNIT/ACRE |

### NOTES

1. ALL CONSTRUCTION TO BE DONE ACCORDING TO SANTAQUIN CITY STANDARDS AND SPECIFICATIONS.
2. PROJECT VERTICAL DATUM: ELEVATION 4982.16 ON THE 1988 G.L.O. TYPE MONUMENT AT THE NORTHEAST CORNER OF SECTION 18, T10S, R1E, S.L.B.& M. AS PUBLISHED BY THE UTAH COUNTY SURVEYOR AND RECORDED AS ENTRY 48862 IN BOOK 3750 PAGE 846 OF THE OFFICIAL RECORDS OF UTAH COUNTY.
3. ALL SPEED & TRAFFIC REGULATION SIGNS TO BE DETERMINED AND INSTALLED BY SANTAQUIN CITY. DEVELOPER TO PAY SIGN EXPENSES WITH DEVELOPMENT BOND.
4. SETBACKS: 10' SIDES, 25' REAR & 30' FRONT
5. P.U.E: 5' SIDES, 5' REAR & 10' FRONT.
6. CONTRACTOR TO VERIFY LOCATION AND DEPTH OF ALL UTILITIES PRIOR TO CONSTRUCTION.

### TABLE OF CONTENTS


| | |
|---|---|
| | COVER |
| | PLAT |
| SHEET 1: | OVERALL UTILITY LAYOUT |
| SHEET 2: | DETAILS |


### LEGEND

| EXISTING | | PROPOSED |
|---|---|---|
| SWR | SEWER LINES | |
| W | CULINARY WATER | |
| PI | PRESSURIZED IRRIGATION | |
| SD | STORM DRAIN | |
| | SEWER MANHOLE | |
| | STORM DRAIN MANHOLE | |
| | CATCH BASIN | |
| | WATER/IRRIGATION VALVE | |
| | BLOW OFF VALVE | |
| | FIRE HYDRANT | |
| | STORM SUMP | |
| | UTILITY POLE | |
| | SURVEY MONUMENT | |
| | GUY WIRE | |
| | TELEPHONE PEDESTAL | |
| | STREET LIGHT | |
| | WATER METER | |
| | ELECTRIC TRANSFORMER | |
| | ELECTRIC METER | |
| | BARBED WIRE FENCE | |
| | CHAIN LINK FENCE | |
| | DITCH | |
| | CABLE TV PEDESTAL | |
| | STREET SIGN | |
| | STOP SIGN | |
| | STOP SIGN W/ STREET SIGN | |
| | NYLOPLAST CURB INLET WITH PRE-TREATMENT | |
| | PI AIR / VACUUM VALVE | |
| | STORM FLOW ARROW | |
| | PI LATERAL | |

### OWNER/DEVELOPER


SANTAQUIN 98 LLC.
BEN HOVELL
2200 VILLAGE WALK DRIVE #3303
HENDERSON, NV 89052
(702) 407-6830 OFFICE
(702) 407-6823 FAX


### DEVELOPMENT

COUNTRYSIDE ESTATES PLAT "E"
SANTAQUIN, UTAH COUNTY, UTAH

| REVISION | DATE | BY |
|---|---|---|
| | | |


3302 No. Main St.
Spanish Fork, UT 84660
801-798-0555
Fax 801-798-9393
Consulting Engineers and Surveyors, Inc.

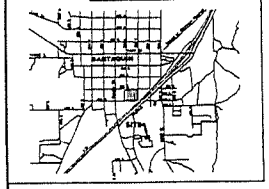

**COUNTRYSIDE ESTATES PLAT "E"**
SANTAQUIN, UTAH COUNTY, UTAH

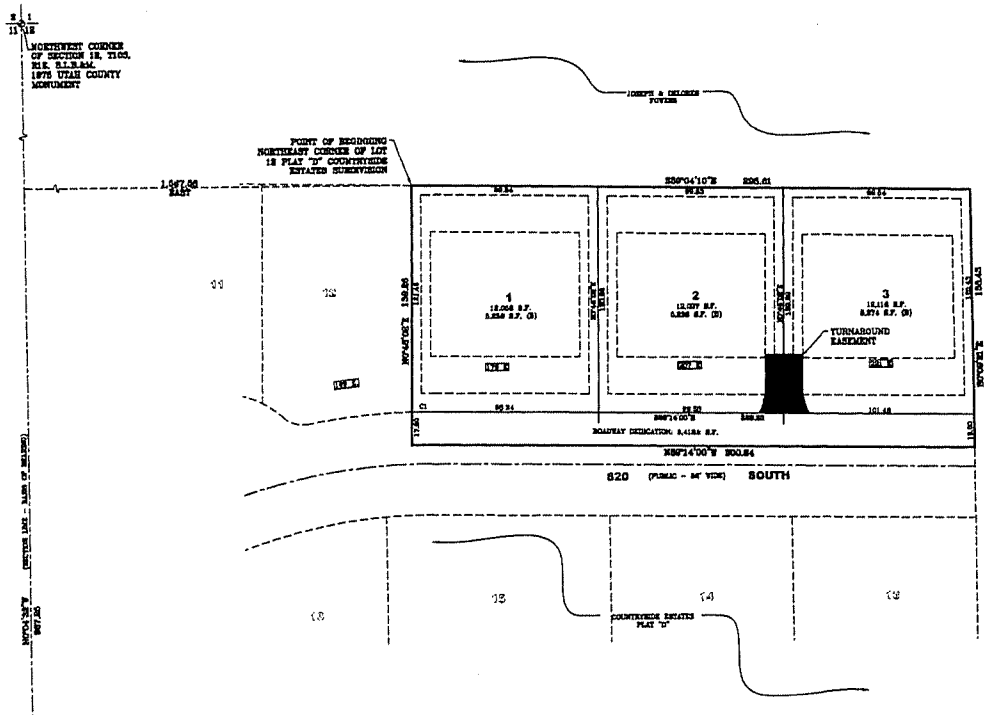
**COVER SHEET**

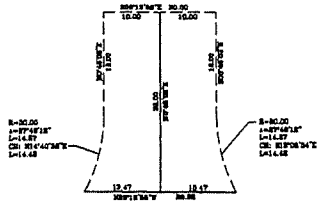
| | |
|---|---|
| PROJECT: | 07-0662 |
| SCALE: | 1" = 60' |
| CHECKED BY: | |
| DESIGNER: | CJP |
| DATE: | 06/17/2008 |
| DRAWN BY: | SAP |

SHEET COVER

VICINITY MAP

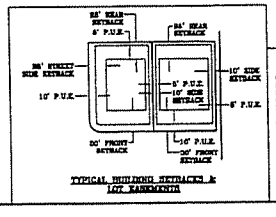







TURNAROUND EASEMENT DETAIL

| CURVE TABLE | | | | |
|---|---|---|---|---|
| CURVE | RADIUS | DELTA | LENGTH | CHORD |
| C1 | 2266.00 | 0°08'37" | 11.30 | S89°18'48"W 11.30 |




TYPICAL BUILDING SETBACKS & LOT EASEMENTS

## NOTES

1. ALL HOUSE PLANS TO BE REVIEWED BY ARCHITECTURAL REVIEW COMMITTEE PRIOR TO SUBMITTING FOR BUILDING PERMIT.
2. #6 REBAR & CAP TO BE SET AT ALL LOT CORNERS. MAIL AND REAR BANKER TO BE SET IN LIEU OF PROJECTION OF SIDE LOT LINES.
3. NO FENCING OR OTHER OBSTRUCTIONS TO BE LOCATED WITHIN THE TURNAROUND EASEMENT.

## QUESTAR APPROVAL

QUESTAR APPROVES THIS PLAT SOLELY FOR THE PURPOSE OF CONFIRMING THAT THE PLAT CONTAINS PUBLIC UTILITY EASEMENTS. QUESTAR MAY REMOVE OTHER EASEMENTS IN ORDER TO SERVE THIS DEVELOPMENT. THIS APPROVAL DOES NOT CONSTITUTE ACCEPTANCE, APPROVAL OR ACKNOWLEDGMENT OF ANY TERMS CONTAINED IN THE PLAT, INCLUDING THOSE SET FORTH IN THE OWNERS DEDICATION AND THE NOTES AND DOES NOT CONSTITUTE A GUARANTEE OF PARTICULAR TERMS OF NATURAL GAS SERVICE. FOR FURTHER INFORMATION PLEASE CONTACT QUESTAR'S RIGHT OF WAY DEPARTMENT AT 1-800-366-8532.

APPROVED THIS _____ DAY OF _____, 20____

QUESTAR GAS COMPANY

BY: _____

TITLE: _____

## SURVEYOR'S CERTIFICATE

I, DENNIS F. CARLISLE, DO HEREBY CERTIFY THAT I AM A PROFESSIONAL LAND SURVEYOR, AND THAT I HOLD CERTIFICATE NO. 173875 IN ACCORDANCE WITH TITLE 58, CHAPTER 22, OF UTAH STATE CODE. I FURTHER CERTIFY BY AUTHORITY OF THE OWNER(S), THAT I HAVE COMPLETED A SURVEY OF THE PROPERTY DESCRIBED ON THIS PLAT IN ACCORDANCE WITH SECTION 17-23-17, OF SAID CODE, AND HAVE SUBDIVIDED SAID TRACT OF LAND INTO LOTS, BLOCKS, STREETS, AND EASEMENTS, AND THE SAME HAS OR WILL BE CORRECTLY SURVEYED, STAKED, AND MONUMENTED ON THE GROUND AS SHOWN ON THIS PLAT, AND THAT THIS PLAT IS TRUE AND CORRECT.

## BOUNDARY DESCRIPTION

BEGINNING AT THE NORTHEAST CORNER OF LOT 12 PLAT "D" COUNTRYSIDE ESTATES LOCATED N89°54'26"W ALONG THE SECTION LINE 947.56 FEET AND EAST 1,347.56 FEET FROM THE WEST 1/4 CORNER OF SECTION 18 TOWNSHIP 10 SOUTH, RANGE 1 EAST, SALT LAKE BASE & MERIDIAN; THENCE AS FOLLOWS:

| COURSE | DISTANCE | REMARKS |
|---|---|---|
| S89°04'10"E | 295.01 | |
| S0°00'00"E | 120.48 | |
| N89°14'00"W | 800.84 | ALONG COUNTRYSIDE ESTATES "D" |
| N0°46'00"E | 120.00 | ALONG COUNTRYSIDE ESTATES "D" TO THE POINT OF BEGINNING |

BASIS OF BEARING: ALONG SECTION LINE AS SHOWN. CONTAINS 4.1±±± S.F.

DATE _____ SURVEYOR (See Seal Below)

## OWNERS DEDICATION

KNOW ALL MEN BY THESE PRESENTS THAT WE, ALL OF THE UNDERSIGNED OWNERS OF ALL OF THE PROPERTY DESCRIBED IN THE SURVEYOR'S CERTIFICATE HEREON AND SHOWN ON THIS MAP, HAVE CAUSED THE SAME TO BE SUBDIVIDED INTO LOTS, BLOCKS, STREETS AND EASEMENTS AND DO HEREBY DEDICATE THE STREETS AND OTHER PUBLIC AREAS AS DEDICATED HEREON FOR PERPETUAL USE OF THE PUBLIC.

IN WITNESS HEREOF WE HAVE HEREUNTO SET OUR HANDS THIS _____ DAY OF _____, A.D. 20____

## ACKNOWLEDGMENT

STATE OF UTAH
S.S.
COUNTY OF UTAH

ON THE _____ DAY OF _____, A.D. 20____ PERSONALLY APPEARED BEFORE ME THE SIGNERS OF THE FOREGOING DEDICATION WHO DULY ACKNOWLEDGE TO ME THAT THEY DID EXECUTE THE SAME.

MY COMMISSION EXPIRES _____ A NOTARY PUBLIC COMMISSIONED IN UTAH

NOTARY NUMBER _____ PRINTED FULL NAME OF NOTARY

## ACCEPTANCE BY LEGISLATIVE BODY

THE _____ COUNTY OF UTAH APPROVES THIS SUBDIVISION AND HEREBY ACCEPTS THE DEDICATION OF ALL STREETS, EASEMENTS, AND OTHER PARCELS OF LAND INTENDED FOR PUBLIC PURPOSES FOR THE PERPETUAL USE OF THE PUBLIC THIS _____ DAY OF _____, A.D. 20____

APPROVED BY MAYOR _____

APPROVED _____ ENGINEER (See Seal Below) ATTEST _____ CLERK-RECORDER (See Seal Below)

## BOARD OF HEALTH

APPROVED SUBJECT TO THE FOLLOWING CONDITIONS _____

CITY-COUNTY HEALTH DEPARTMENT

## PLANNING COMMISSION APPROVAL

APPROVED THIS _____ DAY OF _____, A.D. 20____ BY THE _____ PLANNING COMMISSION

DIRECTOR-SECRETARY _____ CHAIRMAN, PLANNING COMMISSION

PLAT "E"

# COUNTRYSIDE ESTATES

SUBDIVISION

SANTAQUIN _____ UTAH COUNTY, UTAH

SCALE: 1" = 30 FEET

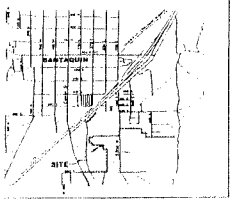
| SURVEYOR'S SEAL | NOTARY PUBLIC SEAL | CITY-COUNTY ENGINEER SEAL | COUNTY-RECORDER SEAL |
|---|---|---|---|
| | | | |

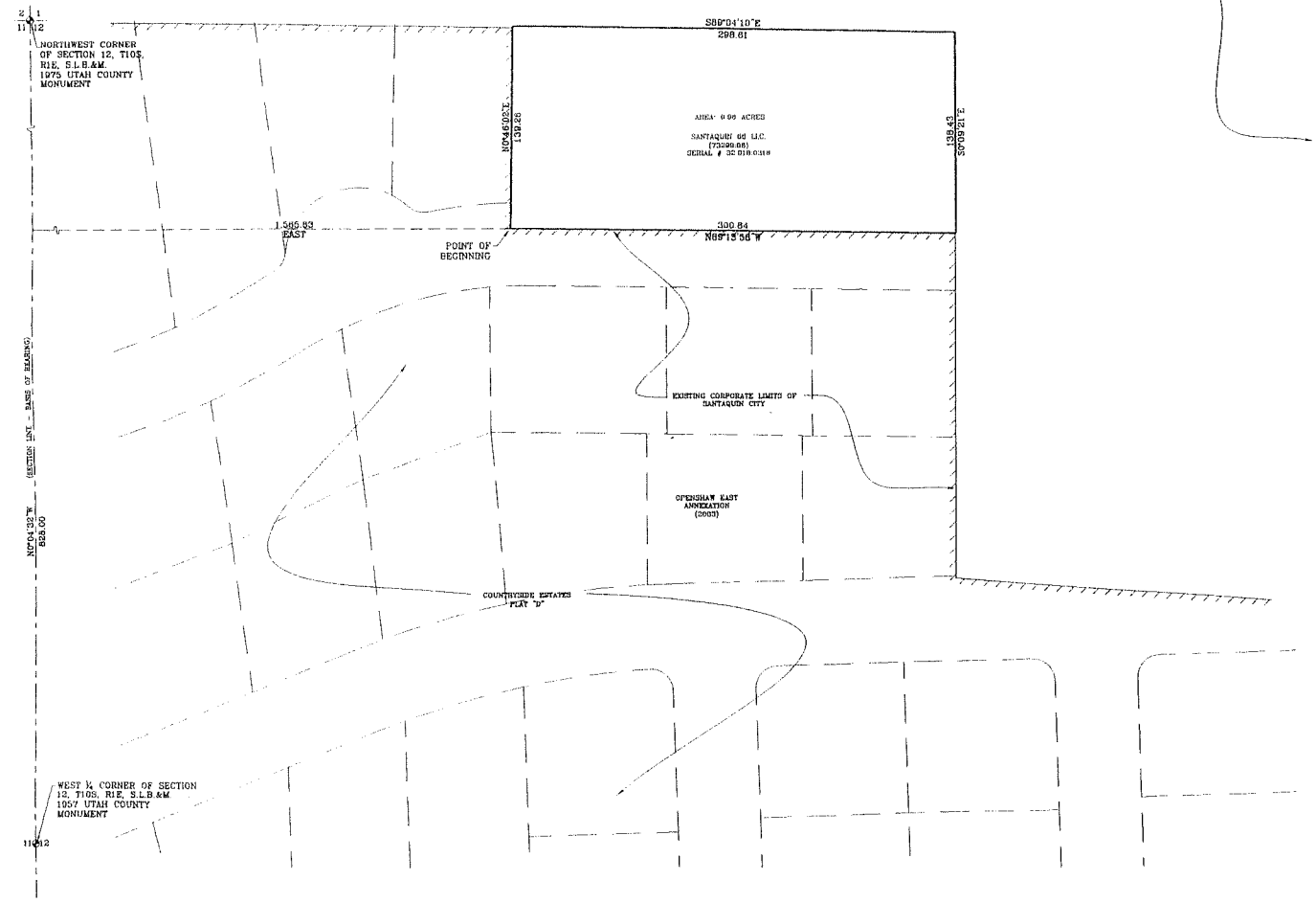
This form approved by Utah County and the municipalities therein.

DEVELOPER
BEN MOWELL
8200 VILLAGE VALE DRIVE (32323)
HOOCHERSON, NV 89048
(702) 407-8650 OFFICE
(702) 407-8660 FAX

LEI Consulting Engineers and Surveyors, Inc.
3302 No. Main St.
Spanish Fork, UT 84660
801-798-0555
Fax 801-798-9393

VICINITY MAP




Eng Engineers
Surveyors, Inc

## SURVEYOR'S CERTIFICATE

I HEREBY CERTIFY THAT THIS IS A TRUE AND ACCURATE MAP OF THE TRACT OF LAND TO BE ANNEXED TO SANTAQUIN CITY, UTAH COUNTY, UTAH.

## BOUNDARY DESCRIPTION

BEGINNING AT A POINT LOCATED N0°04'32"W ALONG THE SECTION LINE 828.00 FEET AND EAST 1965.83 FEET FROM THE WEST 1/4 CORNER OF SECTION 12, TOWNSHIP 10 SOUTH, RANGE 1 EAST S.L.B.&M. THENCE ALONG THE FOLLOWING COURSES & DISTANCES.

| COURSE | DISTANCE | REMARKS |
|---|---|---|
| N0°46'02"E | 139.26 | ALONG CITY LIMITS AND ITS EXTENSION TO A BOUNDARY LINE AGREEMENT RECORDED AS ENTRY NUMBER 82158:2001, UTAH COUNTY RECORDS |
| S89°04'10"E | 298.61 | ALONG SAID BLA |
| S0°09'21"E | 139.43 | ALONG SAID BLA |
| N89°13'58"W | 300.84 | ALONG THE EXTENTION OF, AND ALONG CURRENT CITY LIMITS TO THE POINT OF BEGINNING |
| | | CONTAINS: 10.96 ACRES |

DENNIS P. CARLISLE
PROFESSIONAL LAND SURVEYOR
REGISTRATION NO 172675

DECEMBER 1, 2008
DATE

SURVEYOR'S SEAL

## ACCEPTANCE BY LEGISLATIVE BODY

THIS IS TO CERTIFY THAT WE,
HAVE RECEIVED A PETITION SIGNED BY A MAJORITY OF THE OWNERS OF THE TRACT SHOWN HEREON REQUESTING THAT SAID TRACT BE ANNEXED TO THE CITY OF SANTAQUIN AND THAT A COPY OF THE ORDINANCE HAS BEEN PREPARED FOR FILING HEREWITH ALL IN ACCORDANCE WITH THE UTAH BOUNDARY COMMISSION ACT (1979) 10-1-04 & 10-2-401 THRU 423 (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

SANTAQUIN 66 ADDITION ANNEXATION

DATED THIS 19 DAY OF November, 2008

Bonnie Dance ANNEXATION

ATTEST: RECORDER

ENT 125415:2008 Ba # 1896
RANDALL A. COVINGTON
UTAH COUNTY, RECORDER
2008 Dec 04 11:07 am FEE 0.00 BY JL
RECORDED FOR SANTAQUIN CITY CORPORATION

SANTAQUIN CITY
Incorporated
January 4,
1932
STATE OF UTAH
RECORDER'S SEAL

# ANNEXATION PLAT

# SANTAQUIN 66 ADDITION

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 CITY OF SPANISH FORK, dated August 5th, 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 CITY OF SPANISH FORK, located in Utah 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

When recorded please return to:
40 South Main Street
Spanish Fork, UT 84660

# ORDINANCE NO. A03-08

ENT 119715:2008 PG 1 of 3
RANDALL A. COVINGTON
UTAH COUNTY RECORDER
2008 Nov 06 11:16 am FEE 0.00 BY TO
RECORDED FOR SPANISH FORK CITY CORPORATI

ROLL CALL

| VOTING | YES | NO |
|---|---|---|
| MAYOR JOE L THOMAS *(votes only in case of tie)* | | |
| G. WAYNE ANDERSEN *Councilmember* | X | |
| ROD DART *Councilmember* | X | |
| RICHARD M. DAVIS *Councilmember* | X | |
| STEVEN M. LEIFSON *Councilmember* | X | |
| JENS P. NIELSON *Councilmember* | X | |

Received
NOV 19 2008
Gary R. Herbert
Lieutenant Governor

I MOVE this ordinance be adopted: Councilmember Davis
I SECOND the foregoing motion: Councilmember Leifson

## ORDINANCE A03-08

## AN ORDINANCE ANNEXING PROPERTY KNOWN AS THE 700 WEST ANNEXATION

WHEREAS, a petition has been filed with the Spanish Fork City Council by the majority of the owners representing over 1/3 of the assessed valuation of real property hereinafter described, which property lies contiguous to the corporate limits of Spanish Fork City; and

WHEREAS, the petitioners have also submitted an accurate plat of said territory and have filed the same in the office of the Spanish Fork City Recorder; and

WHEREAS, the Spanish Fork City Recorder has certified that the petition complies with the requirements of Utah Code Annotated §10-2-402 (1953 as amended), as they pertain to the annexation; and

WHEREAS, Spanish Fork City has accepted the petition and certified it to the Utah County Boundary Commission pursuant to Utah Code Ann. §10-2-405 on the 14th day of April, 2008, and

WHEREAS, publication of the certification took place in the Daily Herald, a paper with local circulation in Spanish Fork City on the days of April 16th, 23rd, and 30th, 2008; and

WHEREAS, Spanish Fork City has studied the impact this annexation would have on the City, including utility impact fees, infrastructure, and transportation; and

WHEREAS, no protests were received concerning the annexation petition; and

WHEREAS, a public hearing was held before the Spanish Fork City Council on the 5th day of August, 2008, pursuant to Utah Code Ann. §10-2-407 with notice having taken place in accordance with said section; and

WHEREAS, at the public hearing no objection to the annexation was voiced; and

WHEREAS, the property petitioned for annexation lies contiguous to rural residential zones in Spanish Fork City and is undeveloped.

**SECTION I.**

The boundaries of Spanish Fork City are hereby extended so as to include and incorporate within the said City limits the following described real property located in Utah County, Utah:

BEGINNING AT A POINT WHISH IS LOCATED N89°14'15"E ALONG THE SECTION LINE 28.08 FEET FROM THE NORTHWEST CORNER OF SECTION 12, TOWNSHIP 8 SOUTH, RANGE 2 EAST, SALT LAKE BASE AND MERIDIAN; THENCE N00°06'41"W ALONG THE EAST FENCE LINE OF 800 WEST (COUNTY ROAD) 1488.65 FEET TO THE EXISTING CITY BOUNDARY; THENCE S47°32'09"E ALONG CITY BOUNDARY 2920.53 FEET; THENCE S00°01'52"E ALONG CITY BOUNDARY 2027.09 FEET; THENCE N89°03'58"W ALONG CITY BOUNDARY 162.43 FEET; THENCE S00°16'00"W ALONG CITY BOUNDARY 1118.32 FEET; THENCE N88°04'54"W ALONG CITY BOUNDARY 879.24 FEET; THENCE S00°18'49"W ALONG CITY BOUNDARY 37.93 FEET; THENCE S78°00'00"W 375.92 FEET; THENCE S69°00'00"W 762.52 FEET TO THE EAST FENCE LINE OF 800 WEST (COUNTY ROAD); THENCE N00°29'53"W ALONG FENCE LINE 1447.04

FEET; THENCE N00°13'43"E ALONG FENCE LINE 521.07 FEET; THENCE N00°21'08"W ALONG FENCE LINE 594.39 FEET; THENCE N00°29'54"W ALONG FENCE LINE 1423.38 FEET TO THE POINT OF BEGINNING.

**SECTION II.**

The property is hereby zoned Industrial One (I-1).

**SECTION III**

This Ordinance shall not become part of the Spanish Fork City Municipal Code.

**SECTION IV**

This Ordinance shall become effective immediately upon publication.

PASSED AND ORDERED PUBLISHED BY THE SPANISH FORK CITY COUNCIL OF SPANISH FORK, UTAH, this 5th day of August, 2008.

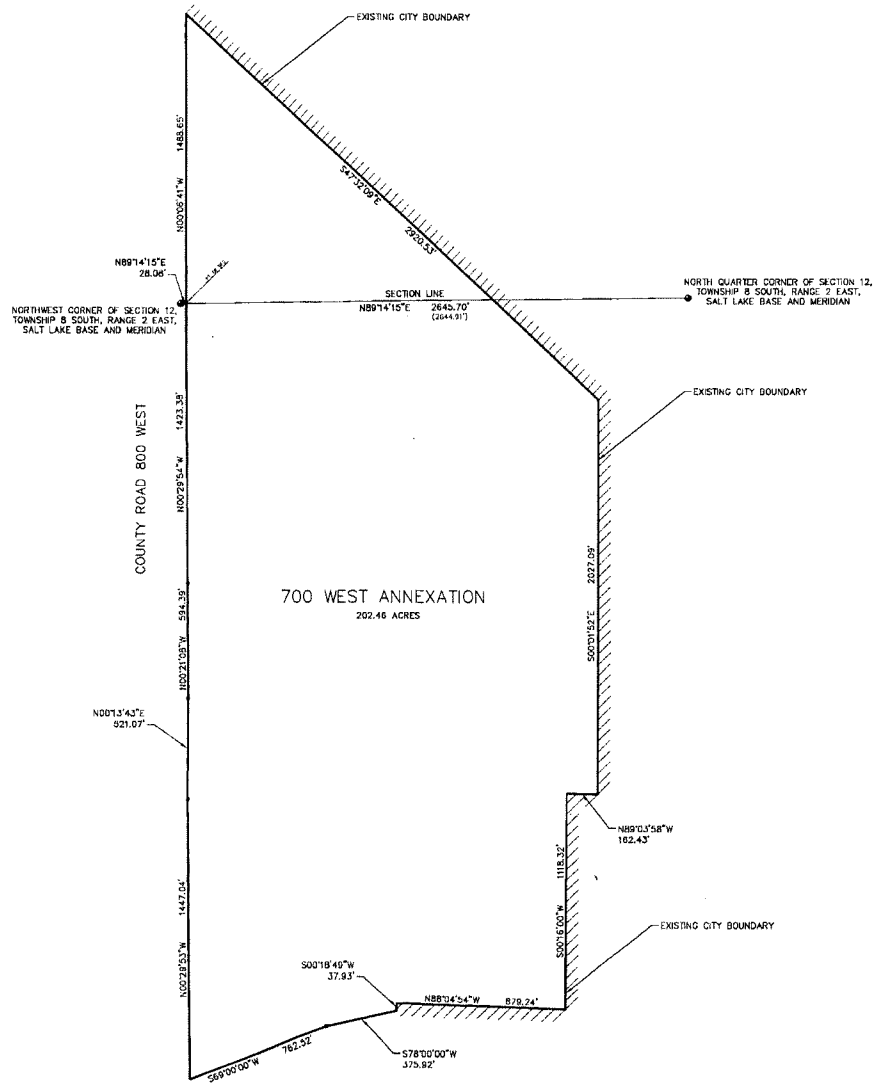
JOE L THOMAS, Mayor

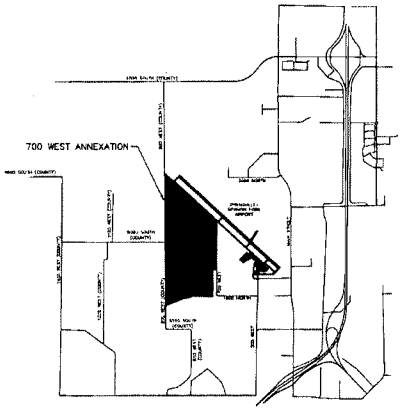
ATTEST:

KIMBERLY ROBINSON, Recorder

CORPORATE SEAL OF SPANISH FORK CITY
UTAH

SCALE: 1"=300'




VICINITY MAP

## SURVEYOR'S CERTIFICATE

I HEREBY CERTIFY THAT THIS IS A TRUE AND ACCURATE MAP OF THE TRACT OF LAND TO BE ANNEXED TO SPANISH FORK, CITY, UTAH COUNTY, UTAH.

## BOUNDARY DESCRIPTION

BEGINNING AT A POINT WHICH IS LOCATED N89°14'15"E ALONG SECTION LINE 28.06 FEET FROM THE NORTHWEST CORNER OF SECTION 12, TOWNSHIP 8 SOUTH, RANGE 2 EAST, SALT LAKE BASE AND MERIDIAN; THENCE AS FOLLOWS:

| BEARING | DISTANCE | REMARKS |
|---|---|---|
| N00°06'41"W | 1488.65' | ALONG EAST FENCE LINE OF 800 WEST (COUNTY ROAD) |
| S47°32'09"E | 2920.33' | ALONG EXISTING CITY BOUNDARY |
| S00°15'52"E | 2027.09' | ALONG EXISTING CITY BOUNDARY |
| N89°03'58"W | 162.43' | ALONG EXISTING CITY BOUNDARY |
| S00°16'00"W | 1118.32' | ALONG EXISTING CITY BOUNDARY |
| N88°04'54"W | 879.24' | ALONG EXISTING CITY BOUNDARY |
| S00°18'49"W | 37.93' | ALONG EXISTING CITY BOUNDARY |
| S69°00'00"W | 782.52' | ALONG EXISTING CITY BOUNDARY |
| S78°00'00"W | 375.92' | ALONG EXISTING CITY BOUNDARY |
| N00°28'00"W | 782.52' | TO EAST FENCE LINE OF 800 WEST (COUNTY ROAD) |
| N00°28'53"W | 1447.04' | ALONG EXISTING FENCE LINE |
| N00°21'08"W | 594.39' | ALONG EXISTING FENCE LINE |
| N00°29'54"W | 1423.38' | ALONG EXISTING FENCE LINE |
| N00°06'41"W | 1488.65' | ALONG EXISTING FENCE LINE |
| | | TO THE POINT OF BEGINNING |
| | | CONTAINING: 202.46 ACRES |

BASIS OF BEARING: UTAH COORDINATE BEARING SYSTEM, CENTRAL ZONE

Jered Johnson
SURVEYOR

10-14-08
DATE

PROFESSIONAL LAND SURVEYOR JERED JOHNSON #343637 STATE OF UTAH

## ACCEPTANCE BY LEGISLATIVE BODY

THIS IS TO CERTIFY THAT WE THE CITY COUNCIL HAVE RECEIVED A PETITION SIGNED BY A MAJORITY OF THE OWNERS OF THE TRACT SHOWN HEREON REQUESTING THAT SAID TRACT BE ANNEXED TO THE CITY OF SPANISH FORK AND THAT A COPY OF THE ORDINANCE HAS BEEN PREPARED FOR FILING HEREWITH ALL IN ACCORDANCE WITH THE UTAH COUNTY ANNOTATED (1953) 10-2-401 TO 10-2-424 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 AS THE 700 WEST ANNEXATION.

DATED THIS 14 DAY OF October, 2008.

ATTEST: Kyle Robinson
RECORDER

SPANISH FORK CITY

## BOUNDARY COMMISSION

POLICY DECLARATION ADOPTED BY LEGISLATIVE BODY OF _____
CITY ON _____ PROTESTS FILED BY: _____

BOUNDARY COMMISSION ACTION: _____

NO PROTESTS RECEIVED: _____

APPROVED BY COMMISSION: _____

BOUNDARY COMMISSION CHAIRMAN

APPROVED AS TO FORM

COUNTY ATTORNEY

DATE

BOOK 9571 PAGE 1
DOCUMENT 12900
UTAH COUNTY RECORDER
07/16/2009 04:11:15 PM
FEE 0.00 BY TO
RECORDED FOR SPANISH FORK CITY CORPORATI

# ANNEXATION PLAT

# 700 WEST ANNEXATION

SPANISH FORK CITY, UTAH COUNTY, UTAH

SCALE: 1" = 300 FEET

12900

SEC 12, T8S, R2E T4 180

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 the SPRINGVILLE DRAINAGE DISTRICT, dated December 13th, 2007, complying with Section 17B-2-514, 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 SPRINGVILLE DRAINAGE DISTRICT, located in Utah County, State of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Great Seal of the State of Utah at Salt Lake City, this 1st day of February, 2008.

Gary R. Herbert

GARY R. HERBERT
Lieutenant Governor

**SPRINGVILLE DRAINAGE DISTRICT**
**PO Box 745**
**Springville, Utah 84663-0745**
**(801) 491-2985**

ENT 178732:2007 PG 1 of 1
RANDALL A. COVINGTON
UTAH COUNTY RECORDER
2007 Dec 31 12:00 pm FEE 10.00 BY SS
RECORDED FOR SPRINGVILLE DRAINAGE DISTRI

Carl H. Carpenter,
Chairman and Trustee

Marlin E. Boyer
Trustee

Calvin V. Crandall
Trustee

Resolution No. 2007-02

## RESOLUTION CHANGING THE BOUNDARY OF SPRINGVILLE DRAINAGE DISTRICT

WHEREAS, the Board of Trustees of the Springville Drainage District has the authority pursuant to Section 17B-1-417, Utah Code Annotated, 2006 as amended, to change the boundary of said district,

WHEREAS, the Board of Trustees of the Springville Drainage District, desires to change the boundary of said Springville Drainage District, complying with the provisions of Section 17B-1-417, Utah Code Annotated, 2006 as amended, and

WHEREAS, the Board of Trustees of the Springville Drainage District held a public hearing on the proposed boundary change of the district on December 13, 2007;

NOW THEREFORE, be it hereby resolved that the boundary of the Springville Drainage District shall be changed to:

Beginning at a point West 220.25 feet more or less, on the western boundary of the railroad tracks, from the West 1/4 Corner of Section 33, Township 7 South, Range 2 East; **Commencing** thence Southerly 3,317.97 feet more or less along the western boundary of the railroad tracks to the intersection with the centerline of 700 South in Springville; **thence** South 3,329.53 feet more or less to the intersection with the centerline of Dry Creek; **thence** westerly along the centerline of Dry Creek 13,596 feet more or less to the intersection with the centerline of Main Street in Spanish Fork (2600 West in Springville); **thence** North 11°47'28" West 61.47 feet more or less along the centerline of Main Street; **thence** north 4°30'49" West 93.82 feet more or less along the centerline of Main Street; **thence** North 0°5'14" East 4,523.17 feet more or less along the centerline of Main Street (2600 West) to the intersection of 400 South in Springville (State Highway 77); **thence** easterly 19.3 feet more or less along the centerline of 400 South in Springville; **thence** northerly 601.49 feet more or less along the centerline of 2600 West in Springville; **thence** West 3,443.58 feet more or less; **thence** North 160 rods; **thence** East 80 rods; **thence** North 80 rods; **thence**
North 63°30' East 179 rods; **thence East** 80 rods; **thence** North 40 rods; **thence** East 1,578.5 feet more or less to the intersection with the centerline of Hobble Creek; **thence** easterly 8,504 feet more or less along the centerline of Hobble Creek to the western boundary of the railroad tracks; **thence** South 1,649.39 feet more or less to the point of beginning. **Area**: 3,089.45 acres more or less.

TRUSTEES OF THE
SPRINGVILLE DRAINAGE DISTRICT

Carl H. Carpenter, Chairman and Trustee

Calvin V. Crandall, Secretary and Trustee

Marlin E. Boyer, Trustee

**RUSSELL MOSS**
**NOTARY PUBLIC-STATE OF UTAH**
**202 S. MAIN STREET**
**SPRINGVILLE, UT 84663**
**COMM. EXP. 1-18-2011**

ATTEST:

Received
JAN 29 2008
Gary R. Herbert
Lieutenant Governor

STATE OF UTAH

OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF ANNEXATION

I, GARY R. HERBERT, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, DO HEREBY CERTIFY THAT there has been filed in my office a certified copy of a annexation pertaining to the UTAH COUNTY SERVICE AREA NO. 8, dated December 16th, 2008, complying with Section 17B-1-414, 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 notices of boundary adjustment, referred to above, on file with the Office of the Lieutenant Governor pertaining to the UTAH COUNTY SERVICE AREA NO. 8, located in Utah County, State of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Great Seal of the State of Utah at Salt Lake City, this 22nd day of December, 2008.

Gary R Herbert

GARY R. HERBERT
Lieutenant Governor

# Utah County Attorney

**Civil Division**

Jeffrey R. Buhman, County Attorney
E. Kent Sundberg, Civil Division Chief

E. Kent Sundberg
David H. Shawcroft
Kent O. Willis
M. Cort Griffin

Chris Yannelli
Paul D. Wake
Robert J. Moore
Dianne R. Orcutt

100 East Center Street,
Suite 2400
Provo, UT 84606
Phone (801)851-8001
Facsimile (801)851-8009

December 16, 2008

Utah State Lt. Governor
Utah State Capitol Complex
P.O. Box 142325
Salt Lake City, UT 84114-2325

***Re:*** *Annexation of additional area to Utah County Service Area No. 8*

To Whom It May Concern:

Pursuant to Section 17B-1-414(2), Utah Code Annotated, 1953 as amended, please find enclosed a Notice and Certification, with accompanying copy of the fully executed and recorded Resolution which annexed additional area to Utah County Service Area No. 8. Also attached to the Notice and Certification is an accurate map depicting the boundaries of the area annexed to Utah County Service Area No. 8.

If you have any questions regarding the enclosed, please contact our office.

Sincerely,

E. Kent Sundberg
Deputy Utah County Attorney

Received
DEC 22 2008
Gary R. Herbert
Lieutenant Governor

Encl.

L:\KENTS\Service Areas\Lt Gov #8 Annex Certification Ltr.wpd

## NOTICE AND CERTIFICATION

Pursuant to the provisions of Section 17B-1-414(2), Utah Code Annotated, 1953 as amended, notice is hereby given that the Board of Trustees of Utah County Service Area No. 8, has annexed additional area to Utah County Service Area No. 8, by Resolution adopted on December 16, 2008. A copy of said Resolution is attached hereto as Exhibit "A" and incorporated herein by reference.

An accurate map depicting the boundaries of the area to be annexed to Utah County Service Area No. 8 is attached hereto as Exhibit "B" and incorporated herein by reference.

Within the meaning of Section 17B-1-414(2)(b)(ii), Utah Code Annotated, 1953 as amended, certification is hereby made by the undersigned officers that all requirements for the annexation of additional area to Utah County Service Area No. 8 have been complied with.

DATED this 16th of December, 2008.

UTAH COUNTY SERVICE AREA NO. 8

GARY L. ANDERSON, Chair

LARRY A. ELLERTSON, Vice-Chair

STEVE WHITE, Secretary/Treasurer

ATTEST:
Bryan E. Thompson
Utah County Clerk/Auditor

By: _____
Deputy

APPROVED AS TO FORM:
Jeffrey R. Buhman
Utah County Attorney

By: _____
Deputy

L:\KENTS\Service Areas\Notice & Certification Service Area #8 Annexation 2008.wpd

**Service Area No. 8**
**Resolution No. 2008 - 5**

Provo, Utah
December 16, 2008

The Board of Trustees of Utah County Service Area No. 8 (the "Board") met in a special public session at the regular meeting place of the Board in the Utah County Administration Building in Provo, Utah, at 9:00 a.m. on December 16, 2008.

On roll call, the following members of the Board were determined present:

| | |
|---|---|
| Gary J. Anderson | Chair |
| Steve White | Secretary/Treasurer |

Board Member Larry A. Ellertson, Vice-Chair, was excused

There were also present:

| | |
|---|---|
| E. Kent Sundberg | Deputy Utah County Attorney |
| Bryan E. Thompson | Utah County Clerk/Auditor |
| Linda Strickland | Deputy Utah County Clerk/Auditor |

After the meeting had been duly called to order, the Deputy Utah County Clerk/Auditor presented to the Board an affidavit evidencing the giving of not less than twenty-four (24) hours public notice of the agenda, date, time and place of the December 16, 2008 regular meeting in compliance with the requirements of Section 52-4-202, Utah Code Annotated, 1953 as amended, by (1) posting written notice of the meeting at the principal office of the Board, and (2) providing notice to at least one newspaper of general circulation within the geographic jurisdiction of Utah County, Utah, or to a local media correspondent. The affidavit was ordered recorded in the minutes of the meeting and is as follows:

STATE OF UTAH )
)
COUNTY OF UTAH )

I, the undersigned, the duly qualified and acting Deputy County Clerk/Auditor of Utah County, Utah, and Clerk of the Board of Trustees of Utah County Service Area No. 8, do hereby certify, according to the records of the Board in my official possession, and upon my own knowledge and belief, that in accordance with the requirements of Section 52-4-202, Utah Code Annotated, 1953 as amended, I gave not less than twenty-four (24) hours public notice of the agenda, date, time and place of the December 16, 2008 special public meeting held by the Board of Trustees of Utah County Service Area No. 8, by:

(a) causing a Notice of Public Meeting to be posted at the principal office of the Board at the Utah County Administration Building, in Provo City, Utah, on December 12, 2008, at least twenty-four (24) hours before the convening of the meeting, in the form attached hereto as Exhibit A; said Notice of Public Meeting having continuously remained so posted and available for public inspection during the regular office hours of the Board until the convening of the meeting; and

(b) causing a copy of the Notice of Public Meeting in the form attached hereto as Exhibit A to be posted on the Utah Public Notice Website; and

(c) causing a copy of the Notice of Public Meeting in the form attached hereto as Exhibit A to be provided on December 12, 2008 at least twenty-four (24) hours before the convening of the meeting, to The Daily Herald, a newspaper of general circulation within the geographic jurisdiction of Utah County, Utah, and to any other local media correspondent, newspaper, radio station or television station which has requested notification of meetings of the Board.

IN WITNESS WHEREOF, I have hereunto subscribed my official signature and impressed hereon the official seal of Utah County, Utah, this 16th day of December, 2008.

Renee Higgins-Caron

Deputy Utah County Clerk/Auditor
Utah County, Utah

[SEAL]

# EXHIBIT A

Notice of Public Meeting

PUBLIC NOTICE IS HEREBY GIVEN THAT THE

# BOARD OF COMMISSIONERS OF UTAH COUNTY, UTAH

WILL HOLD ITS REGULAR PUBLIC MEETING
IN THE COMMISSION CHAMBERS, ROOM 1400
OF THE UTAH COUNTY ADMINISTRATION BUILDING
100 East Center Street, Provo UT
**December 16, 2008 - 9:00 A.M.**

## CONSENT

1. ADOPT A RESOLUTION APPROVING VOLUNTEERS WHO WISH TO DONATE THEIR SERVICES TO UTAH COUNTY

2. APPROVE PROPERTY TAX ACTIONS CONTAINED IN RECOMMENDATION LETTER NO. 2008-26

3. APPROVE TAX CREDITS AND REFUNDS RECOMMENDED BY THE COUNTY ASSESSOR'S OFFICE IN CANCELLATION AND CORRECTION LETTER NO. 125, DATED DECEMBER 9, 2008

4. APPROVE TAX CREDITS AND REFUNDS RECOMMENDED BY THE COUNTY ASSESSOR'S OFFICE IN CANCE4LLATION AND CORRECTION LETTER NO. 126, DATED DECEMBER 10, 2008

5. APPROVE TAX CREDITS AND REFUNDS RECOMMENDED BY THE COUNTY ASSESSOR'S OFFICE IN CANCELLATION AND CORRECTION LETTER NO. 60186, DATED DECEMBER 11, 2008

6. APPROVE THE MINUTES OF THE UTAH COUNTY BOARD OF COMMISSIONERS' DECEMBER 9, 2008 MEETING

7. RATIFICATION OF WARRANT REGISTER SUMMARY

| | | | | | |
|---|---|---|---|---|---|
| Register No. 856 | Dec 08, 2008 | Direct Deposit: 5110-5111 | Total: | $ | 28.98 |
| Register No. 857 | Dec 08, 2008 | Check Nos. 107390-107414 | Total: | $ | 313,198.62 |
| Register No. 858 | Dec 09, 2008 | Bond Wire 12-12 | Total: | $ | 343,000.00 |
| Register No. 859 | Dec 09, 2008 | Check Nos. 107415-107443 | Total: | $ | 46,979.53 |
| Register No. 860 | Dec 09, 2008 | Check Nos. 107444-107482 | Total: | $ | 57,269.82 |
| Register No. 861 | Dec 10, 2008 | Check Nos. 107483-107526 | Total: | $ | 44,780.52 |
| Register No. 862 | Dec 10, 2008 | Direct Deposit: 5112-5122 | Total: | $ | 8,517.69 |
| Register No. 863 | Dec 10, 2008 | Check Nos. 107527-107537 | Total: | $ | 5,874.10 |
| Register No. 864 | Dec 10, 2008 | Check Nos. 107538-107576 | Total: | $ | 125,838.38 |
| Register No. 865 | Dec 11, 2008 | Direct Deposit: 5123-5133 | Total: | $ | 2,972.62 |
| Register No. 866 | Dec 11, 2008 | Check Nos. 107577-107601 | Total: | $ | 6,514.30 |
| Register No. 867 | Dec 11, 2008 | Check Nos. 107602-107647 | Total: | $ | 93,571.19 |
| Register No. 868 | Dec 11, 2008 | Direct Deposit: 5134-5151 | Total: | $ | 4,855.77 |
| Register No. 869 | Dec 11, 2008 | Check Nos. 107648-107690 | Total: | $ | 11,548.67 |
| Register No. 870 | Dec 12, 2008 | Direct Deposit: 5152-5163 | Total: | $ | 3,355.87 |
| Register No. 871 | Dec 12, 2008 | Check Nos. 107691-107746 | Total: | $ | 28,776.21 |
| Register No. 872 | Dec 12, 2008 | Direct Deposit: 5264-5166 | Total: | $ | 1,026.67 |
| Register No. 873 | Dec 12, 2008 | Check Nos. 107747-107791 | Total: | $ | 525,888.67 |
| | | | **Total:** | | ***$1,623,997.61*** |

## REGULAR

1. APPROVE PERSONNEL ACTIONS ORIGINATING DECEMBER 10, 2008
   - Lana Jensen, Personnel Director -

2. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN ONE TERMINATION AGREEMENT AND GENERAL RELEASE (SEVERANCE PAYMENT OPTION) WITH ONE COUNTY EMPLOYEE
   - Lana Jensen, Personnel Director -

3. APPROVE EMPLOYEE DONATION OF LEAVE TIME WITHIN THE SHERIFF'S DEPARTMENT
   - Lana Jensen, Personnel Director -

4. APPROVE OR DENY A LATE VETERAN ABATEMENT APPLICATION FOR BRIAN P AUKER ON SN 66:201:0704
   - Sandy Nielson, Clerk/Auditor - Abatements -

5. APPROVE OR DENY A LATE VETERAN ABATEMENT APPLICATION FOR SAMUEL C. CARTER ON SN 18:060:0093
   - Sandy Nielson, Clerk/Auditor - Abatements -

6. APPROVE OR DENY A LATE VETERAN ABATEMENT APPLICATION FOR REED R. ROSENBERG ON SN 45:119:0005
   - Sandy Nielson, Clerk/Auditor - Abatements -

7. APPROVE OR DENY A LATE VETERAN ABATEMENT APPLICATION FOR JOHN D WALKER ON SN 34:231:0001
   - Sandy Nielson, Clerk/Auditor - Abatements -

8. APPROVE OR DENY A LATE VETERAN ABATEMENT APPLICATION FOR KEVIN SATER ON SN 45:332:0248
   - Sandy Nielson, Clerk/Auditor - Abatements -

9. APPROVE OR DENY A LATE VETERAN ABATEMENT APPLICATION FOR LEO J. LEE ON SN 45:148:0005
   - Sandy Nielson, Clerk/Auditor - Abatements -

10. APPROVE OR DENY A LATE VETERAN ABATEMENT APPLICATION FOR DOUGLAS R. COLBY ON SN 36:064:0006
    - Sandy Nielson, Clerk/Auditor - Abatements -

11. APPROVE OR DENY A LATE VETERAN ABATEMENT APPLICATION FOR JOHN BICKNELL ON SN 38:257:0084
    - Sandy Nielson, Clerk/Auditor - Abatements -

12. APPROVE AND ADOPT A RESOLUTION TRANSFERRING FUNDS BETWEEN DEPARTMENTS OF UTAH COUNTY: *Clerk - Election Expenses; Attorney - Professional Services; Sheriff - ICAC Grant*
    - Danene Jackson, Clerk/Auditor - Finance

13. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN CHANGE ORDER NO. 1 TO AGREEMENT NO. 2008-85 IN THE AMOUNT OF $52,529.04 WITH COMPLETE RESTORATION TO COMPLETE THE RESTORATION OF THE NUNNS PARK RESTROOM TO BE READY FOR PUBLIC USE
    *- Continued from the December 9, 2008 meeting*
    - Richard Nielson, Public Works -

14. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN CHANGE ORDER NO. 31 TO AGREEMENT NO. 2006-237 WITH COMTROL, INC.
    - Richard Nielson, Public Works -

15. APPROVE AND AUTHORIZE AN ORDINANCE AMENDING THE UTAH COUNTY GOVERNMENT FEE SCHEDULE ADOPTED IN BOOK FORM BY SECTION 2-1-6 OF THE UTAH COUNTY CODE AMENDING THE UTAH COUNTY SECURITY CENTER FEE SCHEDULE, CHARGES TO PRISONERS BY INCREASING INMATE PROCESSING FEE TO COVER COSTS OF INMATE PROPERTY STORAGE
    - Mark Beals, Sheriff's Office -

16. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN AMENDMENT NO. 1 TO AGREEMENT NO. 2008-331 WITH THE UTAH DEPARTMENT OF HEALTH FOR THE C3 LOCAL HEALTH DEPARTMENT GENERAL GRANT FY 2009
    - Dr. Joseph Miner -

17. APPROVE THE UTAH VALLEY CONVENTION AND VISITORS' BUREAU BUSINESS PLAN FOR 2009
    - Commissioner Steve White -

18. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN AN AGREEMENT WITH UTAH VALLEY CONVENTION AND VISITORS' BUREAU, INC., TO PROVIDE FUNDING FOR CONVENTION AND VISITORS' BUREAU SERVICES FOR UTAH COUNTY, UTAH
    - Commissioner Steve White -

19. ADOPT A RESOLUTION OF REAPPOINTMENT TO THE UTAH LAKE COMMISSION GOVERNING BOARD
    - Commissioner Gary Anderson -

20. ADOPT A RESOLUTION OF APPOINTMENT TO THE UTAH LAKE COMMISSION TECHNICAL ADVISORY COMMITTEE
    - Commissioner Gary Anderson -

21. APPROVE, AUTHORIZE AND RATIFY THE COMMISSION CHAIR'S SIGNATURE ON THE CONDITIONAL USE APPLICATION TO SPANISH FORK CITY FOR THE PROMISE OF WOMEN AND FAMILIES FOR SUBSTANCE ABUSE TREATMENT OF WOMEN *PROGRAM Continued from the December 9, 2008 meeting*
    - Dianne Orcutt, Deputy Attorney -

22. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN AN AGREEMENT WITH THE UTAH COUNTY PUBLIC DEFENDERS' ASSOCIATION FOR INDIGENT DEFENSE SERVICES
    - Dianne Orcutt, Deputy Attorney -

23. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN AN AGREEMENT WITH THE PROVO/OREM CHAMBER OF COMMERCE FOR THE 2009 ANNUAL MEMBERSHIP
    - Kent Sundberg, Attorney/Civil Division Chief -

24. ADOPT A RESOLUTION OF APPOINTMENT TO THE BOARD OF DIRECTORS OF THE PROVO CITY/UTAH COUNTY ICE SHEET AUTHORITY
    - Kent Sundberg, Attorney/Civil Division Chief -

25. ADOPT A RESOLUTION APPROVING THE 2009 BUDGETS FOR THE GENERAL FUND AND OTHER BUDGETARY FUNDS OF UTAH COUNTY, UTAH *(Continued from the December 2 and 9, 2008 meetings)*
    - Kent Sundberg, Attorney/Civil Division Chief -

26. SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING TO DISCUSS THE CHARACTER, PROFESSIONAL COMPETENCE, OR PHYSICAL OR MENTAL HEALTH OF AN INDIVIDUAL OR INDIVIDUALS
    - Kent Sundberg, Attorney/Civil Division Chief -

27. SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING FOR A STRATEGY SESSION TO DISCUSS PENDING OR REASONABLY IMMINENT LITIGATION
    - Kent Sundberg, Attorney/Civil Division Chief -

28. SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING FOR A STRATEGY SESSION TO DISCUSS THE PURCHASE, EXCHANGE, OR LEASE OF REAL PROPERTY
    - Kent Sundberg, Attorney/Civil Division Chief -

29. SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING FOR A STRATEGY SESSION TO DISCUSS THE SALE OF REAL PROPERTY
    - Kent Sundberg, Attorney/Civil Division Chief -

30. SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING TO DISCUSS COMMERCIAL INFORMATION AS DEFINED IN SECTION 59-1-404, U.C.A., 1953 AS AMENDED
    - Kent Sundberg, Attorney/Civil Division Chief -

## WORK SESSION

NO WORK SESSION ITEMS WERE SUBMITTED

## PUBLIC COMMENTS

In compliance with the Americans With Disabilities Act, individuals needing special accommodations (including auxiliary communicative aids and services) during this meeting should notify Linda Strickland at 851-8111 at least one day prior to the meeting.

After the conduct of other business, the following resolution was introduced in written form by Chair Anderson, was read and discussed, and pursuant to motion made by Secretary/Treasurer White, and seconded by Chair Anderson, was adopted by the following vote:

Aye: Gary J. Anderson, Chair
Steve White, Secretary/Treasurer

Nay: ------

Excused: Larry A. Ellertson, Vice-Chair

The resolution is as follows:

A RESOLUTION annexing additional area to Utah County Service Area No. 8, and providing for other related matters.

●●● ●●● ●●●

**WHEREAS**, pursuant to a resolution (the "Resolution") adopted on October 28, 2008, the Board of County Commissioners of Utah County, Utah (the "Commission") gave notice of its intention to initiate proceedings relating to the annexation of additional area to Utah County Service Area No. 8(the "Service Area"), the boundaries of the additional area to be annexed and added to the Service Area shall include all of the real property set out in Section 3 hereof, with any or all of the services now authorized to be provided to the residents and property of the Service Area; and

**WHEREAS**, pursuant to Section 17B-1-403(4), Utah Code Annotated, 1953 as amended, the Commission delivered a copy of the Resolution to the Board within five days of the adoption of the Resolution; and

**WHEREAS**, pursuant to Section 17B-1-409, Utah Code Annotated, 1953 as amended, the Board ordered that a public hearing be held on November 10, 2008 at 6:00 p.m. at the Utah County Administration Building, 100 East Center Street, Room 1400, Provo, Utah, concerning the annexation of additional area to the Service Area; and

**WHEREAS**, pursuant to Section 17B-1-410, Utah Code Annotated, 1953 as amended, notice of the time and place of said hearing and of the proposed annexation was given by mailing said notice to each owner of private real property located within the area proposed to be annexed, and by posting said notice in four conspicuous places within the area proposed to be annexed; and

**WHEREAS**, said public hearing was held pursuant to said notice at the aforesaid time and place, the Board has considered all protests filed and heard and has considered all interested persons desiring to be heard, and the time for filing protests as provided in Sections 17B-1-412, Utah Code Annotated, 1953 as amended, having expired;

**NOW, THEREFORE**, be it resolved by the Board of Trustees of Utah County Service Area No. 8, as follows:

Section 1. That the Board does hereby find and determine:

(a) That notice of the public hearing concerning the annexation of additional area to the Service Area was properly given.

(b) That a public hearing on the annexation of additional area to the Service Area was held and conducted by the Board as required by law on November 10, 2008 at 6:00 p.m. at the Utah County Administration Building, 100 East Center Street, Room 1400, in Provo, Utah, at which public hearing the Board gave full opportunity to the public to ask questions and obtain further information about the proposed annexation, and issues raised by it, and gave full opportunity to any interested person to address the Board regarding the proposed annexation.

(c) That seven written protests were filed against the annexation of additional area to the Service Area, pursuant to the provisions of Section 17B-1-412, Utah Code Annotated, 1953 as amended.

(d) That after careful consideration of all factors involved and no objections and protests having been filed herein, it is hereby found, determined and declared that all property within the boundaries of the additional area annexed to the Service Area, as such boundaries are identified in this Resolution, will be benefitted by the services now authorized to be furnished to the residents and the property of the Service Area, and that the public health, convenience and necessity requires the annexation of additional area to the Service Area, and that all proceedings taken in annexing additional area to the Service Area have been in compliance with the law.

Section 2. That the Board hereby finds and determines that neither the owners of more than ten percent (10%) of the total private land area within the area proposed to be annexed, nor more than ten percent (10%) of the assessed value of all private property within the area proposed to be annexed have filed written protests against the annexation of additional area to the Service Area.

Section 3. That additional area is hereby annexed to the Service Area. The boundaries of the additional area annexed to the Service Area are generally described as the unincorporated area of Utah County, Utah not previously included within the boundaries of Utah County Service Area No. 8. An accurate map depicting the boundaries of the area annexed to the Service Area is attached hereto as Exhibit #B, and is incorporated herein by reference.

Section 4. That the additional area annexed to the Service Area is annexed for the purpose of providing thereto any or all of the services now authorized to be provided to the residents and property of the Service Area.

Section 5. That the Board will file a notification of the annexation of additional area to the Service Area with the Utah State Lieutenant Governor within thirty (30) days of the adoption of this Resolution.

Section 6. That all acts and resolutions in conflict with this Resolution or any part thereof are hereby repealed.

Section 7. That this Resolution shall take immediate effect upon its adoption and approval.

ADOPTED AND APPROVED this 16th day of December, 2008.

BOARD OF TRUSTEES OF UTAH COUNTY
SERVICE AREA NO. 8

GARY J. ANDERSON, Chair

ATTEST:
BRYAN E. THOMPSON
Utah County Clerk/Auditor

By: _____
Deputy County Clerk/Auditor
Utah County, Utah

[SEAL]
(Other business not pertinent to the above appears in the minutes of the meeting.)

Pursuant to motion duly made and carried, the meeting was adjourned.

BOARD OF TRUSTEES OF UTAH COUNTY
SERVICE AREA NO. 8

_____
GARY J. ANDERSON, Chair

ATTEST:
BRYAN E. THOMPSON
Utah County Clerk/Auditor

By: _____
Deputy County Clerk/Auditor

[SEAL]

STATE OF UTAH )
)
COUNTY OF UTAH )

I, the undersigned, do hereby certify that I am the duly qualified and acting County Clerk/Auditor of Utah County, Utah.

I further certify that the foregoing constitutes a true and correct copy of the minutes of a regular meeting of the Board of Trustees of Utah County Service Area No. 8, held at the regular meeting place of the Board in the Utah County Administration Building in Provo, Utah, at 9:00 a.m. on December 16, 2008, as recorded in the regular official book of minutes of the proceedings of the Board of Trustees of Utah County Service Area No. 8, kept in my office, that said proceedings were duly had and taken as therein shown, that all members were given due, legal and timely notice of said meeting, that the meeting therein shown was in all respects called, held and conducted in accordance with law, and that the persons therein named were present at said meeting, as therein shown.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of Utah County, Utah, this 16th day of December, 2008.

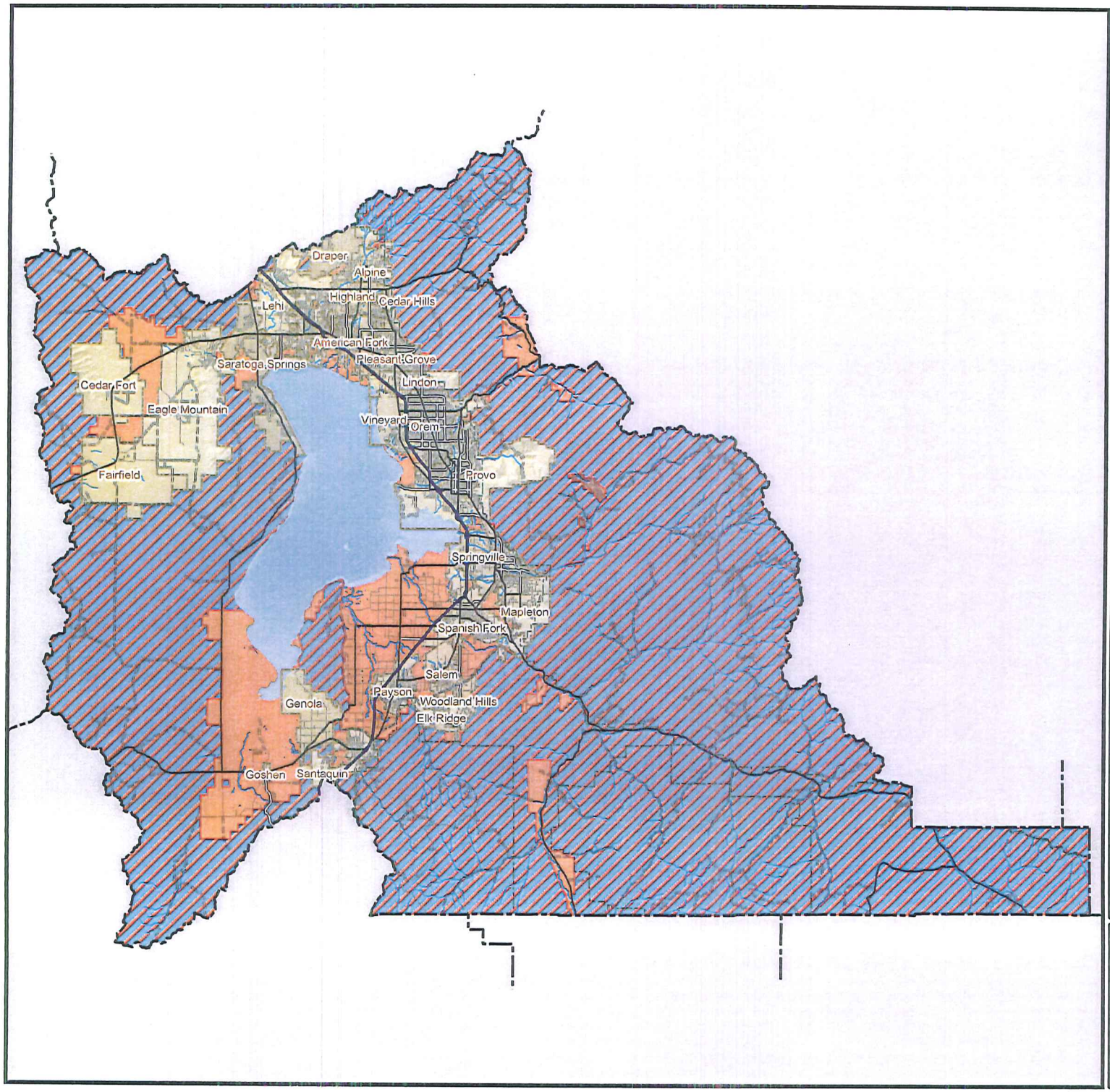
BRYAN E. THOMPSON, County Clerk/Auditor
Utah County, Utah

[SEAL]

STATE OF UTAH
COUNTY
CLERK
AUDITOR
UTAH COUNTY

L:\KENTS\Service Areas\Service Area #8 Annex.res.wpd

# Area to be Annexed to Utah County Service Area #8




- Area to be Annexed
- Utah County Service Area 8
- Utah County Service Area 9
- Utah County Boundaries Lines
- I-15
- US HWY/State Route
- Other FAE Route
- Paved
- Gravel Roads
- Dirt Roads
- National Forest Boundary
- Natural Lake or Pond
- Manmade Reservoir or Pond
- Major River
- Perennial Stream or River
- Incorporated Cities

**ANNEXATION DESCRIPTION:**
**The boundary annexation shown on this map is described and set forth in the resolution adopted by the Board of County Commissioners of Utah County on October 28, 2008 annexing additional property into Utah County Service Area #8.**

N W E S

1:591,298

Utah County Public Works - Mapping Division
2855 South State Street, Provo, UT 84606
(801) 851-8626
Printed on October 23, 2008 by curtisw

EXHIBIT B

STATE OF UTAH

OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF CREATION

I, GARY R. HERBERT, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office a notice of creation of the UTAH VALLEY DISPATCH SPECIAL SERVICE DISTRICT, dated October 3rd, 2008, complying with Section 17D-1-209, 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 creation, referred to above, on file with the Office of the Lieutenant Governor pertaining to the UTAH VALLEY DISPATCH SPECIAL SERVICE DISTRICT, located in Utah County, State of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Great Seal of the State of Utah at Salt Lake City, this 20th day of October, 2008.

Gary R Herbert

GARY R. HERBERT
Lieutenant Governor

# Utah County Attorney

Civil Division

Jeffrey R. Buhman, County Attorney
E. Kent Sundberg, Civil Division Chief

E. Kent Sundberg
David H. Shawcroft
Kent O. Willis
M. Cort Griffin

Chris Yannelli
Paul Wake
Robert J. Moore
Dianne R. Orcutt

100 East Center Street,
Suite 2100
Provo, UT 84606
Phone (801)851-8026
Facsimile (801)851-8009

October 3, 2008

Utah State Lt. Governor
Utah State Capitol Complex
P.O. Box 142325
Salt Lake City, UT 84114-2325

***Re:*** *Creation of the Utah Valley Dispatch Special Service District*

To Whom It May Concern:

Pursuant to Section 17D-1-209, Utah Code Annotated, 1953 as amended, please find enclosed a Notice and Certification, with accompanying copy of the fully executed and recorded Resolution which created the Utah Valley Dispatch Special Service District, Utah County, Utah, and provided for other related matters. Also attached to the Notice and Certification is a map showing the boundaries of the Utah Valley Dispatch Special Service District.

If you have any questions regarding the enclosed, please contact our office.

Sincerely,

E. Kent Sundberg
Deputy Utah County Attorney

Encl.

L:\KENTS\Dispatch SSD\Lt Gov Dispatch SSD Certification.let.wpd

Received

OCT 13 2008

Map Sent 10/14

Gary R. Herbert
Lieutenant Governor

## NOTICE AND CERTIFICATION

Pursuant to the provisions of Section 17D-1-209, Utah Code Annotated, 1953 as amended, notice is hereby given that the Board of County Commissioners, Utah County, Utah, created the Utah Valley Dispatch Special Service District, Utah County, Utah, by Resolution adopted on September 30, 2008, and recorded by the Utah County Recorder on September 30, 2008. A copy of said Resolution is attached hereto as Exhibit "A" and incorporated herein by reference.

A map showing the boundaries of the Utah Valley Dispatch Special Service District is attached hereto as Exhibit "B" and incorporated herein by reference.

Pursuant to the provisions of Section 17D-1-209, Utah Code Annotated, 1953 as amended, certification is hereby made by the undersigned officers that all necessary legal requirements relating to the creation of the Utah Valley Dispatch Special Service District have been fully met.

DATED this 3rd of October, 2008.

BOARD OF COUNTY COMMISSIONERS
UTAH COUNTY, UTAH

GARY J. ANDERSON, Chair

STEVE WHITE, Commissioner

LARRY A. ELLERTSON, Commissioner

ATTEST:
Bryan E. Thompson
Utah County Clerk/Auditor

By: Linda Strickland
Deputy

APPROVED AS TO FORM:
Jeffrey R. Buhman
Utah County Attorney

By: E. Kent Jones
Deputy

L:\KENTS\Dispatch SSD\Notice & Certification Dispatch SSD.wpd

# EXHIBIT “A”

**Resolution No. 2008-126**

Provo City, Utah
September 30, 2008

The Board of County Commissioners of Utah County, Utah (hereinafter the "Board") met in regular public session at the regular meeting place of the Board in the Utah County Administration Building in Provo City, Utah, at 9:00 a.m. on September 30, 2008.

On roll call, the following members of the Board were determined present:

| | |
|---|---|
| Larry A. Ellertson | Vice-Chair |
| Steve White | Commissioner |

ENT 107508:2008 PG 1 of 35
RANDALL A. COVINGTON
UTAH COUNTY RECORDER
2008 Sep 30 2:35 pm FEE 0.00 BY SS
RECORDED FOR UTAH COUNTY ATTORNEY

Commissioner Gary J. Anderson was excused.

There were also present:

| | |
|---|---|
| Bryan E. Thompson | County Clerk/Auditor |
| Linda Strickland | Deputy County Clerk/Auditor |
| E. Kent Sundberg | Deputy Utah County Attorney |

After the meeting had been duly called to order, the Deputy County Clerk/Auditor presented to the Board an affidavit evidencing the giving of not less than twenty-four (24) hours public notice of the agenda, date, time and place of the September 30, 2008, regular meeting in compliance with the requirements of Section 52-4-202, Utah Code Annotated, 1953 as amended, by (1) posting written notice of the meeting at the principal office of the Board, and (2) providing notice to at least one newspaper of general circulation within the geographic jurisdiction of Utah County, Utah, or to a local media correspondent. The affidavit was ordered recorded in the minutes of the meeting and is as follows:

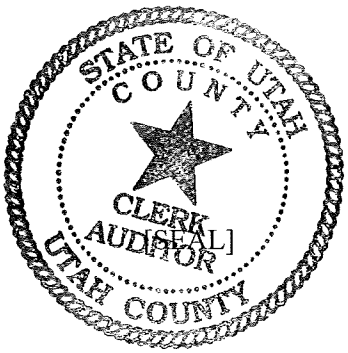
STATE OF UTAH )
:
COUNTY OF UTAH )

I, the undersigned, the duly qualified and acting Deputy County Clerk/Auditor of Utah County, Utah, and Deputy Clerk of the Board of County Commissioners of Utah County, Utah, do hereby certify, according to the records of the Board in my official possession, and upon my own knowledge and belief, that in accordance with the requirements of Section 52-4-202, Utah Code Annotated, 1953 as amended, I gave not less than twenty-four (24) hours public notice of the agenda, date, time and place of the September 30, 2008 regular public meeting held by the Board of County Commissioners of Utah County, Utah, by:

(a) causing a Notice of Public Meeting to be posted at the principal office of the Board at the Utah County Administration Building, in Provo City, Utah, on September 26, 2008, at least twenty-four (24) hours before the convening of the meeting, in the form attached hereto as **Attachment I**; said Notice of Public Meeting having continuously remained so posted and available for public inspection during the regular office hours of the Board until the convening of the meeting; and

(b) causing a copy of the Notice of Public Meeting in the form attached hereto as **Attachment I** to be provided on September 26, 2008 , at least twenty-four (24) hours before the convening of the meeting, to The Daily Herald, a newspaper of general circulation within the geographic jurisdiction of Utah County, Utah, and to any other local media correspondent, newspaper, radio station or television station which has requested notification of meetings of the Board.

IN WITNESS WHEREOF, I have hereunto subscribed my official signature and impressed hereon the official seal of Utah County, Utah, this 30th day of September, 2008.



[SEAL]

Linda Strickland
Deputy County Clerk/Auditor
Utah County, Utah

# ATTACHMENT I

PUBLIC NOTICE IS HEREBY GIVEN THAT THE

# BOARD OF COMMISSIONERS OF UTAH COUNTY, UTAH

WILL HOLD ITS REGULAR PUBLIC MEETING
IN THE COMMISSION CHAMBERS, ROOM 1400
OF THE UTAH COUNTY ADMINISTRATION BUILDING
100 East Center Street, Provo UT

September 30, 2008 - 9:00 A.M.

## CONSENT

1. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN THE YEARLY MAINTENANCE AGREEMENT WITH CANON BUSINESS SOLUTIONS - Located at Jail Industries

2. DECLARE AS SURPLUS A GLOCK 23 DUTY PISTOL, SN LPE913, WITH AN ESTIMATED VALUE OF $250 TO BE GIVEN TO LT. DAVE SNYDER UPON RETIREMENT, FOR SERVING THE UTAH COUNTY SHERIFF'S OFFICE AND THE CITIZENS OF UTAH COUNTY

3. APPROVE AND RATIFY THE COMMISSION CHAIR TO SIGN THE SUPPLEMENTAL LAW ENFORCEMENT CONTRACT WITH UCLA FOOTBALL TO SECURE THEIR TRAVELS FROM SALT LAKE CITY AIRPORT TO PROVO ON SEPTEMBER 12 AND 13, 2008 (Verbal authorization given by Commissioner Anderson)

4. APPROVE AND RATIFY THE COMMISSION CHAIR TO SIGN THE SUPPLEMENTAL LAW ENFORCEMENT CONTRACT WITH FRAN KUHN PRODUCTIONS (HONDA MOTORCYCLE TO SECURE THE SQUAW PEAK ROAD AREA ON OCTOBER 1, 2008 (Verbal authorization given by Commissioner Anderson)

5. APPROVE TAX CREDITS AND REFUNDS RECOMMENDED BY THE COUNTY ASSESSOR'S OFFICE IN CANCELLATION AND CORRECTION LETTER NO. 216, DATED SEPTEMBER 24, 2008

6. APPROVE REQUESTED EXEMPTIONS ON LIST DATED SEPTEMBER 22, 2008, APPLIED FOR BY TAXPAYERS, FOR PAYMENT OF TAXES WHERE THE MARKET VALUE OF EQUIPMENT WAS LESS THAN $3,570 AS PROVIDED BY THE UTAH STATE LEGISLATURE

7. APPROVE TAX CREDITS AND REFUNDS RECOMMENDED BY THE COUNTY ASSESSOR'S OFFICE IN CANCELLATION AND CORRECTION LETTER NO. 60183, DATED SEPTEMBER 25, 2008

8. APPROVE THE MINUTES OF THE SEPTEMBER 23, 2008 MEETING

9. RATIFICATION OF PAYROLL

| | | | |
|---|---|---|---|
| Period 20: | 16 Checks $12,039.55 | 1,168 Total Deposits: $1,482,545.74 | Total: $1,494,585.29 |
| | | Federal Payroll Taxes: | Total: $ 219,859.84 |

10. RATIFICATION OF WARRANT REGISTER SUMMARY

| | | | | |
|---|---|---|---|---|
| Register No. 676 | Sep 22, 2008 | Check Nos. 102995-103042 | Total: | $ 71,793.49 |
| Register No. 677 | Sep 22, 2008 | Check Nos. 103043-103051 | Total: | $ 18,036.58 |
| Register No. 678 | Sep 23, 2008 | Check Nos. 103052-103080 | Total: | $ 63,509.47 |
| Register No. 679 | Sep 23, 2008 | Direct Deposit: 4650-4653 | Total: | $ 463.13 |
| Register No. 680 | Sep 23, 2008 | Check Nos. 103081-103097 | Total: | $ 1,499.16 |
| Register No. 681 | Sep 24, 2008 | Void Check in amount of $2,255,365.00 - Replaced by Wire Transfer | | |
| Register No. 682 | Sep 24, 2008 | Check Nos. 103099-103123 | Total: | $ 66,714.65 |
| Register No. 683 | Sep 24, 2008 | Check Nos. 103124-103149 | Total: | $ 38,177.99 |
| Register No. 684 | Sep 25, 2008 | Check Nos. 103150-103151 | Total: | $ 614.20 |

| | | | | |
|---|---|---|---|---|
| Register No. 685 | Sep 25, 2008 | Direct Deposit: 4654-4654 | Total: | $ 475.15 |
| Register No. 686 | Sep 25, 2008 | Check Nos. 103152-103170 | Total: | $ 248,950.58 |
| Register No. 687 | Sep 25, 2008 | Wire Transfer 10-10 | Total: | $2,255,365.00 |
| Register No. 688 | Sep 25, 2008 | Direct Deposit: 4655-4687 | Total: | $ 24,650.60 |
| Register No. 689 | Sep 25, 2008 | Direct Deposit: 4688-4691 | Total: | $ 403,245.27 |
| Register No. 690 | Sep 25, 2008 | Check Nos. 103171-103182 | Total: | $ 338,387.17 |
| Register No. 691 | Sep 25, 2008 | Check Nos. 103183-103235 | Total: | $ 28,457.15 |
| Register No. 692 | Sep 25, 2008 | Check Nos. 102136-103291 | Total: | $ 1,974.00 |
| Register No. 693 | Sep 26, 2008 | Direct Deposit: 4692-4696 | Total: | $ 1,595.54 |
| Register No. 694 | Sep 26, 2008 | Check Nos. 103292-103303 | Total: | $ 8,711.75 |
| Register No. 695 | Sep 26, 2008 | Direct Deposit: 4697-4698 | Total: | $ 143.06 |
| Register No. 396 | Sep 26, 2008 | Check Nos. 103304-103345 | Total: | $ 61,352.24 |
| | | | Total: | **$3,634,006.18** |

## REGULAR

1. APPROVE PERSONNEL ACTIONS ORIGINATING SEPTEMBER 25, 2008
   - Jane Ivy, Personnel -

2. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN CHANGE ORDER NO. 32 TO AGREEMENT NO. 2006-237 WITH COMTROL, INC.
   - Clyde Naylor, Utah County Engineer/Public Works Director -

3. APPROVE AND AUTHORIZE THE COMMISSIONER CHAIR TO SIGN CHANGE ORDER NO. 33 TO AGREEMENT NO. 2006-237 WITH COMTROL, INC.
   - Clyde Naylor, Utah County Engineer/Public Works Director -

4. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN AN AGREEMENT WITH UTAH STATE UNIVERSITY EXTENSION SERVICES, TO PROVIDE SUBSTANCE ABUSE PREVENTION FOR AT RISK YOUTH
   - Richard Nance, Substance Abuse Director -

5. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN AN AGREEMENT WITH THE BOYS AND GIRLS CLUB OF UTAH COUNTY, TO PROVIDE SUBSTANCE ABUSE PREVENTION FOR AT RISK YOUTH
   - Richard Nance, Substance Abuse Director -

6. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN AN AGREEMENT WITH WASATCH MENTAL HEALTH - VANTAGE POINT, TO ASSIST THE COUNTY IN THE "TOO GOOD FOR DRUGS" PROGRAM FOR AT RISK YOUTH
   - Richard Nance, Substance Abuse Director -

7. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN AN AGREEMENT WITH BIG BROTHERS BIG SISTERS OF UTAH, TO PROVIDE A MENTORING PROGRAM FOR AT RISK YOUTH
   - Richard Nance, Substance Abuse Director -

8. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN AN AGREEMENT WITH YOUTHNET, TO PROVIDE SUBSTANCE ABUSE AND CRIME PREVENTION SERVICES FOR AT RISK YOUTH AND ADULTS
   - Richard Nance, Substance Abuse Director -

9. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN AN AGREEMENT WITH IHC - UVRMC DEPARTMENT OF COMMUNITY HEALTH, TO PROVIDE A MINI-GRANT TO PREVENT TOBACCO USAGE
   - Dr. Joseph Miner, Health Department Director -

10. ADOPT A RESOLUTION AWARDING COUNTY PERSONAL PROPERTY AS A GIFT TO RETIRING UTAH COUNTY SHERIFF'S LIEUTENANT, DAVE SNYDER
    - Jim Tracy, Utah County Sheriff -

11. ADOPT A RESOLUTION OF REAPPOINTMENT TO THE UTAH COUNTY HISTORIC PRESERVATION COMMISSION
    - Commissioner Gary J. Anderson -

12. RATIFY THE CHAIR'S SIGNATURE ON THE PARKING LICENSE CONTRACT WITH PLACE BONAVENTURE, L.C. FOR A LICENSE FOR TWENTY (20) PARKING SPACES
    - Robert Moore, Deputy Attorney -

13. RATIFY THE CHAIR'S SIGNATURE ON THE PARKING LICENSE CONTRACT WITH PLACE BONAVENTURE, L.C. FOR A LICENSE FOR EIGHTY-SEVEN PARKING SPACES
    - Robert Moore, Deputy Attorney -

14. ADOPT A RESOLUTION APPROVING VOLUNTEERS WHO WISH TO DONATE THEIR SERVICES TO UTAH COUNTY
    - Kent Sundberg, Attorney/Civil Division Chief -

15. APPROVE AND ADOPT A RESOLUTION ESTABLISHING THE UTAH VALLEY DISPATCH SPECIAL SERVICES DISTRICT AND PROVIDING FOR OTHER MATTERS RELATING THERETO *(Continued from the August 19 and 26, and September 9 and 23, 2008 meetings)*
    - Kent Sundberg, Attorney/Civil Division Chief -

16. SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING TO DISCUSS THE CHARACTER, PROFESSIONAL COMPETENCE, OR PHYSICAL OR MENTAL HEALTH OF AN INDIVIDUAL OR INDIVIDUALS
    - Kent Sundberg, Attorney/Civil Division Chief -

17. SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING FOR A STRATEGY SESSION TO DISCUSS PENDING OR REASONABLY IMMINENT LITIGATION
    - Kent Sundberg, Attorney/Civil Division Chief -

18. SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING FOR A STRATEGY SESSION TO DISCUSS THE PURCHASE, EXCHANGE, OR LEASE OF REAL PROPERTY
    - Kent Sundberg, Attorney/Civil Division Chief -

19. SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING FOR A STRATEGY SESSION TO DISCUSS THE SALE OF REAL PROPERTY
    - Kent Sundberg, Attorney/Civil Division Chief -

20. SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING TO DISCUSS COMMERCIAL INFORMATION AS DEFINED IN SECTION 59-1-404, U.C.A., 1953 AS AMENDED
    - Kent Sundberg, Attorney/Civil Division Chief -

## WORK SESSION

NO WORK SESSION ITEMS WERE SUBMITTED

## PUBLIC COMMENTS

In compliance with the Americans With Disabilities Act, individuals needing special accommodations (including auxiliary communicative aids and services) during this meeting should notify Linda Strickland at 851-8111 at least one day prior to the meeting.

After the conduct of other business, the following Resolution was introduced in written form by Commissioner Ellertson, was read and discussed, and pursuant to motion made by Commissioner White, and seconded by Commissioner Ellertson, was adopted by the following vote:

Aye: Commissioner Ellertson
Commissioner White

Nay:

Excused: Commissioner Anderson

The Resolution is as follows:

**A RESOLUTION establishing the Utah Valley Dispatch Special Service District, Utah County, Utah, and providing for other related matters.**

---

**WHEREAS**, pursuant to a resolution (the "Resolution") adopted on June 17, 2008, the Board of County Commissioners of Utah County, Utah (the "Board") gave notice of its intention to initiate proceedings relating to the establishment of a special service district to be known as the "Utah Valley Dispatch Special Service District" (hereinafter referred to as "District"), having the boundaries set out in "**Exhibit A**" hereto and to provide consolidated 911 and emergency dispatch services as authorized and enumerated in the Special Service District Act, Section 17D-1-101, et. seq., Utah Code Annotated, 1953 as amended (the "Act"), and such other services as may be authorized in the future by amendment to the Act; and

**WHEREAS**, pursuant to the Resolution the Board ordered that a public hearing be held on July 15, 2008 at 9:00 a.m. at the Utah County Administration Building, 100 East Center Street, Room 1400, Provo, Utah, on the establishment of the District and the provision of the aforementioned services thereby; and

**WHEREAS**, public notice of said intention and of the time and place of said public hearing was given by the County Clerk/ Auditor through the publication of an appropriate notice in The Daily Herald, a newspaper of general circulation in Utah County, Utah, once a week during three consecutive weeks on June 21, 2008; June 28, 2008; and July 5, 2008, the first of such publications having been not less than twenty-one (21) days nor more than thirty-five (35) days prior to the date of the public hearing; and

**WHEREAS**, said public hearing has been held pursuant to said notice at the aforesaid time and place, the Board has considered all protests filed and has heard and considered all interested persons desiring to be heard, and the time for filing protests as provided in Section 17D-1-206 of the Act has expired;

**NOW, THEREFORE**, Be It Resolved by the Board of County Commissioners of Utah County, Utah, as follows:

Section 1. That the Board does hereby find and determine:

(a) That public notice of the hearing upon the establishment of the District and the furnishing of consolidated 911 and emergency dispatch services as authorized and enumerated in the Act thereby, and further including such other services as may be authorized in the future by amendment to the Act, was given by the Clerk of the Board by publication of an appropriate notice in The Daily Herald, a newspaper of general circulation in Utah County, Utah, once a week for three consecutive weeks prior to July 15, 2008, to-wit, on June 21, 2008; June 28, 2008; and July 5, 2008, the first of said publications having been made not more than thirty-five (35) days nor less than twenty-one (21) days prior to the date of such hearing.

(b) That no written protests were filed against the establishment of the District, pursuant to the provisions of Section 17D-1-206 of the Act.

(c) That a public hearing on the establishment of the District and the furnishing of consolidated 911 and emergency dispatch services as authorized and enumerated in the Act thereby, and further including such other services as may be authorized in the future by amendment to the Act, was held and conducted by the Board as required by law and the Resolution giving notice thereof, on July 15, 2008 at 9:00 a.m. at the Utah County Administration Building, 100 East Center Street, Room 1400, in Provo, Utah, at which public hearing the Board provided the opportunity to give full consideration to any protests which may have been filed and to hear and consider all interested persons desiring to be heard.

(d) That all municipalities with area included within the District have adopted a resolution or ordinance consenting to inclusion within the District.

(e) That after careful consideration of all factors involved and of all objections and protests, it has been and is hereby found, determined and declared that all property included within the boundaries of the District, as such boundaries are set out in this Resolution, will be benefitted by the consolidated 911 and emergency dispatch services to be furnished by the proposed District, and any other services as may be authorized in the future by amendment to the Act, and that all proceedings taken in establishing the District have been in compliance with law.

Section 2. That there is hereby established a special service district within Utah County, Utah, to be known as the "Utah Valley Dispatch Special Service District." The boundaries of the District are more particularly described in **Exhibit A** hereto, which is hereby attached, and incorporated herein and made a part hereof.

Section 3. That the District is created for the purpose of providing consolidated 911 and emergency dispatch services as authorized and enumerated in the Act, and further including such other services as may be authorized in the future by amendment to the Act.

Section 4. That the Board hereby finds and determines that not more than thirty-three percent (33%) of the registered voters of the territory proposed to be included within the District, nor the owners of more than thirty-three percent (33%) of the taxable value of the taxable property included in the District, have filed written protests with the Board against (1) the establishment of the District, or (2) a specified type or types of services within the District.

Section 5. That the District shall be a separate body corporate and politic and a quasi-municipal public corporation distinct from Utah County, Utah, and all municipalities in which the District is located. Notwithstanding, the Board as it exists from time to time, shall control and have supervisory authority over all activities of the District, except that the Board may by resolution delegate to an administrative control board established under Section 17D-1-301, of the Act, the right, power, or authority to exercise any of the rights, powers, or authority that the Board possesses with respect to the governance of a special service district. The District shall have all rights, powers, and authority granted to special service districts under the Act.

Section 6. That pursuant to the requirements of Section 17D-1-209, of the Act, the Board will file a notice with the Lieutenant Governor concerning the creation of the District within thirty (30) days of the adoption of this Resolution.

Section 7. That all acts and resolutions in conflict with this Resolution or any part thereof are hereby repealed.

Section 8. That this Resolution shall take immediate effect upon its adoption and approval.

ADOPTED AND APPROVED this 30th day of September, 2008.

BOARD OF COUNTY COMMISSIONERS
UTAH COUNTY, UTAH

Larry A. Ellertson, Vice-Chair

ATTEST:
Bryan E. Thompson
Utah County Clerk/Auditor

By: Lynda Strickland
Deputy County Clerk/Auditor

[SEAL]

(Other business not pertinent to the above appears in the minutes of the meeting.)

Pursuant to motion duly made and carried, the meeting was adjourned.

BOARD OF COUNTY COMMISSIONERS
UTAH COUNTY, UTAH

Larry A. Ellertson, Vice-Chair

ATTEST:
Bryan E. Thompson
Utah County Clerk/Auditor

By: Lynda Strickland
Deputy County Clerk/Auditor

[SEAL]

STATE OF UTAH )
)
COUNTY OF UTAH )

I, the undersigned, do hereby certify that I am the duly qualified and acting County Clerk/Auditor of Utah County, Utah.

I further certify that the foregoing constitutes a true and correct copy of the minutes of a regular meeting of the Board of County Commissioners of Utah County, Utah, held at the regular meeting place of the Board in the Utah County Administration Building in Provo, Utah, at 9:00 a.m. on September 30, 2008, as recorded in the regular official book of minutes of the proceedings of the Board of County Commissioners of Utah County, Utah, kept in my office, that said proceedings were duly had and taken as therein shown, that all members were given due, legal and timely notice of said meeting, that the meeting therein shown was in all respects called, held and conducted in accordance with law, and that the persons therein named were present at said meeting, as therein shown.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of Utah County, Utah, this 30th day of September, 2008.

[SEAL]

Bryan E. Thompson, County Clerk/Auditor
Utah County, Utah

# EXHIBIT A

DISPATCH SPECIAL SERVICE DISTRICT

Comprised of the Utah County Boundary less the boundaries of the incorporated cities of Draper, Lindon, Orem, Pleasant Grove, Provo, Mapleton, and Springville, as follows:

UTAH COUNTY
BOUNDARY DESCRIPTION

Utah County Resolution No. 2005-58
Recorded October 27, 2005 as Entry No. 122772

The geographic boundaries of Utah County are described as follows:
Beginning at the point of intersections of the Wasatch Range with the summit of the range crossing from the Wasatch to the Oquirrh Mountains, said point being common to the Salt Lake, Utah and Wasatch County boundary lines; thence southwesterly along said cross range summit and county boundary line as defined by Utah State Code 17-50-229, and as shown on the 1943 Boundary Line plat between Salt Lake and Utah Counties, said plat being on file with the Utah County Surveyor's Office, to a point on the extension of the northerly line of an existing access road to Hidden Peak, which point is described by the Utah County Surveyor in a 2003 survey at Hidden Peak, amending the Salt Lake and Utah County line, which is also defined as being located South 62°35'49" West, 3574.55 feet from the North Quarter Corner of Section 17, Township 3 South, Range 3 East, Salt Lake Base and Meridian; thence departing from said cross range summit and county boundary line as defined by State Code, South 30°00'00" West, 250.86 feet more or less along the northerly line of said access road and its extension to a point on the extension of a line 20 feet northeasterly and parallel with the centerline of the Mineral Basin Express Shi Lift; thence North 67°51'10" West, 84.00 feet, more or less, along a line parallel with said ski lift centerline to a point located on said cross range summit and county boundary line as defined in State Code, which point is South 61°32'05" West, 3841.05 feet from said North Quarter Corner of Section 17; thence southwesterly along said cross range summit and county boundary line as shown on the 1943 Boundary Line Plat to a monument with NAD '83 Harn Coordinates of North = 2/239,293.445 meters and East = 473,607.614 meters located on the northeasterly monumented end of the 1943 Boundary Line Plat described above; thence the following courses between monuments located along the Salt Lake and Utah County line: North 77°05'24" West, 1426.57 feet; South 59°45'32" West, 1906.52 feet; South 38°44'00" West, 726.01 feet; South 86°52'40" West, 1554.18 feet; thence continuing along the monumented 1943 Boundary Line, South 36°53'46" West, 897.82 feet to a point on the existing Salt Lake County and Utah County Line, said point being North 34°58'55" east, 1619.55 feet from the Salt Lake County brass cap marking the Southeast Corner of Section 9, Township 4 South, Range 1 East, Salt Lake Base and Meridian (Basis of Bearings being South 89°52'50" West, 2611.26 feet from said Southeast Corner of Section 9 to the Salt Lake County brass cap marking the South Quarter Corner of said Section 9) and running thence along the common boundary line as described in a Boundary Line Agreement and Quit Claim Deed recorded in Book 8936 at Page 5828 of the Salt Lake County records North 89°53'02" West, 548.66 feet to the centerline of the proposed Haddington Road as described on the proposed Stoneleigh Heights at SunCrest Phase No 2A (A Planned Unit Development); thence along said proposed centerline of Haddington Road the following three courses: South 00°08'06" West, 180.74 feet, Southerly 62.09 feet along a 5,000.00 foot radius curve to the left through a central angle of 00°42'41" and a long chord of South 00°13'15" East, 62.09 feet, and South 00°34'35" East, 96.94 feet to the centerline of SunCrest Drive as described on Oak Vista No. 2 at SunCrest recorded in Book 99-12P at Page 343 of said records; thence along said centerline of SunCrest Drive South 89°25'25" West, 410.00 feet to the intersection of said SunCrest Drive with Traverse Ridge Road (Maple View Drive by plat) as described on said Oak Vista No. 2 at SunCrest; thence along the centerline of said Traverse Ridge Road the following eight courses: South 04°25'25" West, 129.31 feet, Southerly 70.57 feet along a 200.00 foot radius curve to the right through a central angle of 20°12'57" and a long chord of South 14°31'54" West, 70.20 feet, South 24°38'22" West, 40.18 feet, Southerly 193.25 feet along a 180.00 foot radius curve to the left through a central angle of 61°30'47" and a long chord of South 06°07'02" East, 184.10 feet, Southerly 702.67 feet along a 550.00 foot radius reverse curve to the right through a central angle of 73°12'02" and a long chord of South 00°16'24" East, 655.85 feet, Southwesterly 430.13 feet along a 1,475.00 foot radius compound curve to the right through a central angle of 16°42'30" and a long chord of South 44°40'52" West, 428.61 feet, Southwesterly 187.74 feet along a 300.00 foot radius reverse curve to the left through a central angle of 35°51'19" and a long chord of South 35°06'27" West,

184.69 feet, and Southerly 53.85 feet along a 1,573.88 foot radius compound curve to the left through a central angle of 01°57'37" and a long chord of South 16°11'59" West, 53.85 feet to the centerline of Traverse Ridge Road as described on Oak Vista No. 4 at SunCrest recorded in Book 2000P at Page 325 of the Salt Lake County records and as Entry No 92120:2000 and Map # 8835 of the Utah County records; thence along said centerline of Traverse Ridge Road the following four courses: continuing Southerly 253.16 feet along said 1,573.88 foot radius curve to the left through a central angle of 09°12'58" and a long chord of South 10°36'42" West, 252.89 feet, Southerly 178.49 feet along a 300.00 foot radius compound curve to the left through a central angle of 34°05'21" and a long chord of South 11°02'28" East, 175.87 feet, Southerly 175.10 feet along a 300.00 foot radius reverse curve to the right through a central angle of 33°26'30" and a long chord of South 11°21'53" East, 172.63 feet, and Southerly 328.37 feet along a 1,190.16 foot radius reverse curve to the left through a central angle of 15°48'29" and a long chord of South 02°32'53" East, 327.33 feet to the intersection of said Traverse Ridge Road with Oak Summit Drive as described on said Oak Vista No. 4 at SunCrest; thence along centerline of said Oak Summit Drive the following two courses: South 79°24'56" West, 120.00 feet and Westerly 207.30 feet along a 997.00 foot radius curve to the right through a central angle of 11°54'47" and a long chord of South 85°22'19" West, 206.92 feet to the intersection of said Oak Summit Drive with Long Branch Drive as described on said Oak Vista No. 4 at SunCrest; thence along the centerline of said Long Branch Drive the following eleven courses: Southwesterly 1,073.89 feet along a 538.50 foot radius non-tangent curve to the right through a central angle of 114°15'39" and a long chord of South 55°07'39" West, 904.58 feet, North 67°44'32" West, 203.29 feet, Northwesterly 184.40 feet along a 429.60 foot radius curve (435.00 foot radius curve by plat) to the right through a central angle of 24°35'38" and a long chord of North 55°26'43" West, 182.99 feet, Northwesterly 161.03 feet along a 435.00 foot radius reverse curve to the left through a central angle of 21°12'36" and a long chord of North 53°45'12" West, 160.11 feet, North 64°21'29" West, 177.12 feet, Northwesterly 242.21 feet along a 394.00 foot radius curve to the right through a central angle of 35°13'22" and a long chord of North 46°44'48" West, 238.42 feet, North 29°08'07" West, 151.89 feet, Northerly 173.12 feet along a 208.00 foot radius curve to the right through a central angle of 47°41'16" and a long chord of North 05°17'29" West, 168.17 feet, Northerly 161.40 feet along a 153.00 foot radius reverse curve to the left through a central angle of 60°26'24" and a long chord of North 11°40'03" West, 154.02 feet, Northwesterly 114.25 feet along a 247.00 foot radius reverse curve to the right through a central angle of 25°28'20" and a long chord of North 29°09'05" West, 113.32 feet, and North 16°24'55" West, 143.67 feet to the intersection of said Long Branch Drive with Deer Ridge Drive as describe on said Oak Vista No. 4 as SunCrest; thence along said centerline of Deer Ridge Drive Westerly 122.35 feet along a 773.00 foot radius non-tangent curve to the right through a central angle of 09°04'08" and a long chord of South 77°35'37" West, 122.22 feet; thence along the centerline of said Deer Ridge Drive as described on Deer Ridge Drive at SunCrest Right-of-Way Dedication Plat as recorded in Book 2001P at Page 46 of the Salt Lake County records the following twenty five courses continuing Westerly 209.97 feet along said 773.00 foot radius curve to the right through a central angle of 15°33'47" and a long chord of South 89°54'35" West, 209.32 feet, North 82°18'32" West, 133.62 feet, Westerly 452.23 feet along a 500.00 foot radius curve to the left through a central angle of 51°49'16" and a long chord of South 71°46'50" West, 436.97 feet, South 45°52'11" West, 447.88 feet, Southwesterly 198.37 feet along a 280.00 foot radius curve to the right through a central angle of 40°35'29" and a long chord of South 66°09'56" West, 194.25 feet, South 86°27'41" West, 240.77 feet, Southwesterly 345.64 feet along a 200.00 foot radius curve to the left through a central angle of 99°01'11" and a long chord of South 36°57'05" West, 304.21 feet, South 12°33'30" East, 93.53 feet, Southwesterly 275.62 feet along a 200.00 foot radius curve to the right through a central angle of 78°57'34" and a long chord of South 26°55'17" West, 254.32 feet, South 66°24'04" West, 67.75 feet, Southwesterly 304.58 feet along a 200.00 foot radius curve to the left through a central angle of 87°15'16" and a long chord of South 22°46'26" West 275.99 feet, South 20°51'12" East 175.21 feet, Southwesterly 619.76 feet along a 275.00 foot radius curve to the right through a central angle of 129°07'36" and a long chord of South 43°42'36" West, 496.68 feet, North 71°43'36" West, 78.13 feet, Westerly 142.49 feet along a 200.00 foot radius curve to the left through a central angle of 40°49'09" and a long chord of South 87°51'50" West, 139.49 feet, South 67°27'16" West, 41.46 feet, Westerly 370.35 feet along a 600.00 foot radius curve to the right through a central angle of 35°21'57" and a long chord of South 85°08'15" West, 364.50 feet, North 77°10'47" West, 271.15 feet, Southwesterly 452.32 feet along a 250.00 foot radius curve to the left through a central angle of 103°39'48" and a long chord of South 50°59'19" West, 393.10 feet, South 00°50'35" East, 87.56 feet, Southerly 81.56 feet along a 200.00 foot radius curve to the right through a central angle of 23°21'56" and a long chord of South 10°50'23" West, 81.00 feet, South 22°31'21" West ,275.70 feet, Southwesterly 215.75 feet along a 200.00 foot radius curve to the right through a central angle of 61°48'29" and a long chord of South 53°25'36" West, 205.44 feet, South 84°19'51" West, 64.85 feet, and Westerly 79.78 feet along a 250.00 foot radius curve to the left through a central angle of 18°17'06" and a long chord of South 75°11'18" West, 79.44 feet; thence leaving said centerline North 65°17'43" West, 89.49 feet; thence North 56°17'24" West, 621.79 feet; thence South 60°48'33" West,

790.45 feet to a monument on the said existing Salt Lake and Utah County Line, with NAD '83 Harn Coordinates of North = 2,237,195.886 meters and East = 469,224.891 meters; said point of terminus being South 65°45'11" West, 8634.43 feet from said Salt Lake County brass cap marking the Southeast Corner of Section 9; thence westerly along said cross range summit and county boundary line as shown on said 1943 Boundary Line plat to an angle corner that is part of the Crittenden Military Reservation Boundary survey, performed in 1887 by R. Gorlinski, said angle corner lies 28.11 chains northeasterly from the 6 mile marker of said survey and is on the summit of a peak known as Cedar Point; thence westerly along said cross range summit and Salt Lake and Utah County boundary lines as defined by state code and shown on said 1943 Boundary Lien Plat to a point common with the Salt Lake, Utah, and Tooele County boundary lines at the summit of the highest of the Butterfield Peaks in Section 15, Township 4 South, Range 3West, Salt Lake Base and Meridian; said point is at the intersection of said cross range with said Oquirrh Range, and is more specifically located as being southeasterly 7.43 chains from the 22 mile marker of said Crittenden boundary survey; thence southerly along summit between Cedar and Rush Valleys to the summit of the range between the Tintic Valley and the Goshen and Cedar Valleys; thence southerly along said last mentioned summit to , and thence easterly along , the summit between Goshen and Juab Valleys to, and thence northeasterly along, the summit of the high ground and range of mountains between Utah and Juab Valleys to the summit of the Nebo Range; thence southeasterly along said summit to the line between Townships 11 and 12 South; thence east to the line between Ranges 9 and 10 East; thence north to the township line between Townships 10 and 11 South; thence west to a point due south of the point where the wagon road from Spanish Fork to White River as it existed in February 1880, crossed the summit of the divide south of the Strawberry Valley; thence north to said last mentioned point of crossing; thence northwesterly along the summit of the range passing around the headwater of Spanish Fork and Hobble Creeks to a point south of the point on the Provo River one-fourth of a mile upstream from the middle of the north of the north fork of said river; thence north to the summit of the range passing around the headwaters of Battle and American Fork Creeks; thence following said summit to the point of beginning.

Less the following described boundaries of Draper, Lindon, Orem, Pleasant Grove, Provo, Mapleton, and Springville:

DRAPER CITY, UTAH (UTAH COUNTY PORTION)
BOUNDARY DESCRIPTION

Beginning at a point located at the intersection of the Draper City Boundary and the Boundary between Salt Lake and Utah Counties, said point being 2822.98 feet South 89°37'16" West from the East Quarter Corner of Section 18, Township 4 South, Range 1 East, Salt Lake Base and Meridian; thence along the Traverse Mountain Annexation recorded March 17 of 1988 the following courses: North 89°37'16" East, 2822.98 feet to the East Quarter Corner of said Section 18; South 00°31'29" West, 28.31 feet; South 00°28'34" West, 2603.28 feet to the Southeast Corner of said Section 18; South 89°45'47" East, 2621.14 feet; South 89°45'55" East, 841.76 feet; South 89°46'25" East, 1777.95 feet to the Southeast Corner of Section 17; South 89°27'44" East, 1098.19 feet to the Northeast Corner of Section 20; South 00°13'34" West, 2694.81 feet to the East Quarter Corner of said Section 20; South 00°13'34" West, 2544.00 feet; North 89°52'03" West, 1041.93 feet; West 3622.14 feet; South 89°55'16" West, 45.50 feet; South 09°47'45" East, 26.45 feet; South 09°15'36" East, 236.14 feet; South 32°15'11" East, 374.77 feet; South 33°45'03" East, 504.48 feet; South 33°45'06" East, 15.46 feet; South 25°00'06" East, 451.91 feet; South 70°36'26" East, 46.12 feet; South 64°12'07" East, 1093.90 feet; South 72°05'00" East, 316.74 feet; North 00°19'35" West, 591.89 feet; South 89°51'58" East, 2652.27 feet; South 00°00'15" East, 5.06 feet; South 00°04'31" East, 568.75 feet; South 00°04'30" East, 759.07 feet to the West Quarter Corner of Section 28; South 89°49'58" East, 2657.27 feet to the Center of said Section 28; North 00°00'40" East, 660.44 feet; North 00°00'22" East, 11.56 feet; North 76°00'10" East, 1247.77 feet; North 00°01'45" West, 1696.70 feet; South 89°21'05" East, 1446.48 feet to the 1133.07 feet; North 77°14'47" East, 954.94 feet; North 38 24815'34" East, 631.04 feet; North 53°14'46" East, 1309.90 feet; North 62°30'02" East, 305.10 feet; North 62°15'00" East, 989.29 feet; North 66°30'05" East, 1923.94 feet; North 03°35'41" East, 1076.69 feet; East 579.88 feet; North 758.75 feet; East 217.50 feet; North 29°49'28" East, 235.00 feet; along a curve to the right with chord bearing North 59°23'04" East, 123.46 feet; South 65°11'34" East, 40.07 feet; South 43°23'38" East, 146.65 feet; along a curve to the left with chord bearing North 84°00'17" East, 12.57 feet; North 69°40'16" East. 429.35 feet; thence along the Draper / Highland Boundary Adjustment the following courses: North 12°46'00" West, 1560.14 feet; South 89°48'21" East, 1398.93 feet; South 00°13'46" West, 1322.50 feet; thence again along the said Traverse Mountain Annexation the following courses: North 89°46'44" East, 962.07 feet; North 89°46'43" East, 364.65 feet; North 89°46'36" East, 272.75

feet; North 00°03'25" West, 2619.33 feet; North 89°56'30" East, 2392.64 feet; North 01°04'14" West, 13.38 feet; North 01°31'31" West, 4.69 feet; North 00°23'21" East, 18.38 feet; North 00°17'15" East, 1297.46 feet; North 00°15'14" West, 1324.02 feet; North 89°56'44" East, 1315.00 feet; North 00°01'19" East, 1317.45 feet to the North Quarter Corner of Section 13, North 00°09'12" East, 1311.39 feet; North 89°29'48" West, 7.12 feet; North 00°39'00" East, 11.00 feet; North 89°45'32" West, 2630.41 feet; North 00°22'57" East, 1311.73 feet to the East Quarter Corner of Section 11; North 2648.83 feet to the Northeast Corner of said Section 11; South 89°05'56" West, 2677.72 feet to the intersection with the County Boundary between Salt Lake and Utah Counties.

LINDON CITY, UTAH
BOUNDARY DESCRIPTION

Beginning at the southeast corner of Section 35, Township 5 South, Range 2 East, Salt Lake Base and Meridian; thence along the Allen Addition to Lindon City recorded October 8 of 1953 the following two courses: West along the south line of said Section 35 to the South Quarter Corner; continuing West along the south line of said Section 35 to the South 1/16 Corner of the Southwest Quarter of Section 35, Township 5 South, Range 2 East; thence along the Lindon Corporate Limits recorded April 23 of 1924, West along the south line of said Section 35, 34 and 33 to the South 1/16 Corner of the Southeast Quarter of said Section 33, Township 5 South, Range 2 East; thence along the Certain Territory Annexation recorded May 7 of 1925 the following six courses: South 90 rods to the Center of the Northeast Quarter of Section 4; West 34 rods to the West side of the Salt Lake and Utah Railroad Right-of-Way; Southeasterly along said right-of-way 82 rods to the line extending East and West through the Center of Section 5; West to the South 1/16 Corner of the Northeast Quarter of said Section 5; North to the Center of the Northeast Quarter of said Section 5; West to the West 1/16 Corner of the Northeast Quarter of said Section 5; thence along the Maxfield Addition recorded September 26 of 1978 the following three courses: South 89°42'17" West, 660.04 feet; North 00°56'01" West, 421.00 feet; South 89°48'20" West, 1680.67 feet; thence along the West Side Annexation recorded January 16 of 1979 the following five courses: South 89°48'20" West, 307.51 feet; North 00°45'11" West, 891.08 feet; South 89°18'28" West, 1834.41 feet; South 00°26'15" West, 119.04 feet; South 64°43'00" West, 1030.80 feet; thence along the Southwest Annexation recorded April 7 of 1981 the following three courses: Southeasterly along the east fence line of D & RGWR to the South side of 5200 North Street; thence West 3630.00 feet more or less; thence North 00°32'11" West, 4080 feet more or less; thence again along the said West Side Annexation the following two courses: North 00°32'11" East, 1250.00 feet; north 37°00'00" West, 702.42 feet; thence along the Steve Miner Annexation recorded October 18 of 2005 the following five courses: West 37.854 feet; North 37°06'23" West, 2203.309 feet; South 89°36'15" West, 541.699 feet; South 00°27'37" West, 21.020 feet; East 825.586 feet; thence along the Northwest Annexation recorded April 7 of 1981 the following four courses: North 2206.32 feet more or less; South 49°52'10" East, 5256.31 feet more or less; North 2581.81 feet more or less; North 89°32'26" East, 4800.00 feet more or less; thence again along the said West Side Annexation North 89°32'26" East, 665.00 feet; thence along the Pleasant Grove / Lindon Common Boundary Adjustment No. 1 recorded February 28 of 2007 the following nine courses: North 89°32'26" East, 8.15 feet; North 243.11 feet; North 15.77 feet; South 89°59'24" East, 2555.15 feet; South 89°42'03" East, 465.05 feet; South 89°43'34" East, 220.56 feet; South 89°43'35" East, 172.37 feet; South 89°46'14" East, 397.99 feet; South 0.95 feet; thence along the Lindon / Pleasant Grove Common Boundary Annexation recorded March 10 of 1995 the following thirty-two courses: South 89°46'14" East, 3936.16 feet more or less; South 42°16'00" East, 125.75 feet; South 42°16'00" East, 26.18 feet; North 47°44'00" East, 15.57 feet; 145.02 feet along a 234.00 foot radius curve to the right (chord bears: North 67°40'34" East, 142.71 feet); North 85°25'46" East, 35.52 feet; South 42°12'12" East, 63.46 feet; South 42°12'12" East, 352.64 feet; North 70°55'48" East, 55.00 feet; South 19°04'12" East, 30.00 feet; North 70°55'48" East, 189.66 feet; North 02°22'00" West, 235.49 feet; North 02°22'00" West, 70.71 feet; North 89°30'29" East, 838.19 feet; South 89°47'12" East, 149.72 feet; 156.89 feet along a 967.00 foot radius curve to the right (chord bears: South 85°50'38" East, 156.72 feet); South 81°11'46" East, 111.89 feet; 163.58 feet along a 1033.00 foot radius curve to the right (chord bears: South 85°43'57" East, 163.41 feet); North 89°43'51" East, 459.86 feet; 89.82 feet along a 467.00 foot radius curve to the right (chord bears: South 84°45'32" East, 89.68 feet); South 79°14'56" East, 75.24 feet; 47.65 feet along a 533.00 foot radius curve to the left (chord bears: North 81°48'35" East, 457.63 feet); North 89°44'04" East, 2390.76 feet; 124.90 feet along a 1033.00 foot radius curve to the left (chord bears: North 86°16'15" East, 124.82 feet); North 82°48'25" East, 278.13 feet; 130.28 feet along a 967.00 foot radius curve to the right (chord bears: North 86°39'59" East, 130.18 feet); South 89°28'26" East, 392.98 feet; South 00°30'00" West, 96.56 feet; North 89°30'00" East, 770.00 feet; North 00°30'00" East, 96.29 feet; North 00°30'00" East, 49.50 feet; South 89°47'20" East, 2488.99 feet; thence again along the said Lindon Corporate Limits East 142.38 feet more or less; thence along the East Side Annexation recorded April 7 of 1981

the following three courses: South 89°46'14" East, 10692.09 feet; South 00°08'22" West, 6605.81 feet; North 89°53'07" West, 5330.00 feet to the point of beginning.

CITY OF OREM, UTAH
BOUNDARY DESCRIPTION

Recorded Boundary Line Description as of February 15 of 2007
City of Orem Resolution No. R-07-0009

Commencing at the West Quarter Corner of Section 4, Township 6 South, Range 2 East, Salt Lake Base and Meridian, with the assigned State Plane Coordinates (NAD 27) of N = 726007.79 feet and East = 1934883.08 feet supplied by the Utah County Surveyors Office, thence the following bearings and grid distances; thence South 89°39'16" West, 1018.58 feet along the Quarter Section Line; thence South 08°05'53" East, 8043.14 feet to the Northeast Corner of Section 17; thence South 00°0308" East, 71.98 feet; thence South 24°00'00" West, 134.92 feet; thence South 00°02'57" East, 4538.07 feet; thence North 30°42'07" West, 1500.67 feet; thence South 89°34'05" West, 1875.09 feet; thence South 01°00'06" East, 683.51 feet; North 89°19'05" East, 118.76 feet; thence South 44°50'00" East, 698.29 feet; thence North 89°26'28" East, 294.26 feet; thence South 00°34'02" East, 724.89 feet; thence North 89°37'10" East, 1740.09 feet to a point that is West 32.77 feet and South 25.24 feet from the Northeast Corner of Section 20; thence South 00°30'05" East, 1314.38 feet; thence North 90°00'00" West, 588.79 feet; thence South 00°00'00" West, 728.18 feet; thence South 89°26'30" East, 454.38 feet; thence North 02°30'00" East, 199.39 feet; thence South 89°46'00" East, 165.38 feet thence North 12°10'16" West, 9.79 feet; thence South 19°11'54" East, 279.95 feet; thence South 27°33'13" East, 509.34 feet; thence North 87°28'10" West, 1656.71 feet; thence North 00°25'06" East, 1120.72 feet; thence North 19°28'07" West, 37.88 feet; thence South 90°00'00" East, 50.64 feet; thence North 01°08'53" West, 165.13 feet; thence North 00°33'38" West, 27.93 feet; thence South 90°00'00" East, 54.02 feet; thence North 00°00'00" East, 66.00 feet; thence North 90°00'00" West, 7.96 feet; thence along a curve to the right, the radius is 5.00 feet, the arc length is 7.81 feet, the chord bearing is North 45°17'19" West, the chord length is 7.04 feet; thence North 00°34'38" West, 482.95 feet; thence South 89°47'39" West, 199.09 feet; thence North 69°39'51" West, 103.48 feet; thence North 89°49'29" West, 52.05 feet; thence South 65°08'41" West, 82.35 feet; thence South 39°36'39" West, 78.16 feet; thence South 02°02'47" East, 34.87 feet; thence South 89°56'33" West, 230.43 feet; thence North 13°38'21" West, 44.00 feet; thence North 28°06'27" West, 89.73 feet; thence North 39°12'38" West, 81.21 feet; thence North 53°39'30" West, 83.42 feet; thence North 65°03'19" West, 83.88 feet; thence North 90°00'00" West, 157.88 feet; thence South 00°34'10" East, 121.32 feet; thence South 89°25'50" West, 70.00 feet; thence North 00°34'10" West, 122.01 feet; thence North 90°00'00" West, 175.22 feet; thence North 65°08'59" West, 26.00 feet; thence North 00°48'25" West, 364.46 feet; thence South 89°34'05" West, 0.22 feet to a point that is South 33.01 feet from the North Quarter Corner of Section 20; thence South 89°34'05" West, 2.80 feet; thence along a curve to the right, the radius is 783.00 feet, the arc length is 193.79 feet, the chord bearing is North 83°20'19" West, the chord length is 193.38 feet; thence North 76°15'22" West, 195.00 feet; thence along a curve to the left, the radius is 717.00 feet, the arc length is 224.88 feet, the chord bearing is North 85°14'29" West, the chord length is 223.96 feet; thence South 04°13'36" East, 15.69 feet; thence South 73°37'14" West, 23.17 feet; thence South 51°09'23" West, 70.17 feet; thence South 26°36'04" West, 70.17 feet; thence South 00°55'28" West, 83.29 feet; thence South 26°24'39" East, 101.68 feet; thence South 42°38'46" West, 172.72 feet; thence South 06°08'24" East, 180.86 feet; thence South 68°06'24" West, 60.01 feet; thence South 20°39'59" East, 110.00 feet; thence South 29°46'33" West, 57.13 feet; thence South 11°16'39" East, 112.01 feet; thence South 06°09'04" East, 109.03 feet; thence South 07°04'54" West, 126.17 feet; thence South 31°22'13" West, 115.86 feet; thence South 54°28'31" West, 113.48 feet; thence South 63°10'40" West, 96.41 feet; thence South 54°18'27" West, 79.76 feet; thence South 38°17'22" West, 80.07 feet; thence North 51°16'41" West, 112.87 feet; thence along a curve to the left, the radius is 240.00 feet, the arc length is 159.16 feet, the chord bearing is South 13°22'28" West, the chord length is 156.26 feet; thence South 01°56'34" East, 68.30 feet; thence North 76°56'57" East, 299.51 feet; thence South 10°18'41" East, 79.94 feet; thence South 18°07'58" East, 277.14 feet; thence South 15°35'00" East, 115.95 feet; thence South 76°17'44" West, 200.11 feet; thence South 37°32'01" West, 81.72 feet; thence South 65°19'12" West, 214.55 feet; thence South 46°57'36" West, 80.56 feet; thence South 36°58'39" West, 103.68 feet; thence South 15°23'03" West, 66.74 feet; thence South 01°04'02" East, 45.67 feet; thence South 35°46'29" East, 197.33 feet; thence South 22°53'15" West, 75.06 feet; thence South 42°08'44" West, 166.05 feet; thence South 52°09'59" West, 15.91 feet; thence North 66°55'14" West, 732.45 feet; thence North 63°51'21" West, 92.34 feet; thence North 75°25'06" West, 83.01 feet; thence North 84°11'47" West, 87.02 feet; thence South 84°27'44" West, 91.15 feet; thence South 74°23'34" West, 196.24 feet; thence South 47°47'44" West, 59.64 feet;

thence South 44°27'00" East, 759.17 feet; thence South 54°53'01" West, 38.13 feet; thence South 42°23'53" East, 1304.54 feet; thence North 89°03'21" East, 222.62 feet; thence South 50°17'09" East, 613.79 feet; thence South 60°02'39" East, 64.98 feet; thence South 69°10'39" East, 655.23 feet; thence South 89°07'42" West, 138.30 feet; thence South 35°50'46" East, 41.35 feet; thence South 42°52'26" East, 48.94 feet; thence South 47°59'08" East, 43.54 feet; thence South 52°13'19" East, 33.94 feet; thence South 61°29'16" East, 36.28 feet; thence South 13°32'06" East, 51.31 feet; thence South 10°03'10" West, 37.38 feet; thence South 23°57'48" West, 53.07 feet; thence South 57°05'25" West, 36.40 feet; thence South 10°11'25" West, 17.70 feet; thence North 89°30'11" East, 460.75 feet to a point that is North 311.12 feet and West 4881.74 feet from the North Quarter Corner of Section 28; thence South 00°11'45" West, 69.64 feet; thence South 32°30'00" East, 317.56 feet; thence South 37°30'00" East, 488.26 feet; thence South 40°00'00" East, 481.66 feet; thence South 38°15'00" East, 291.28 feet; thence South 89°51'21" East, 322.95 feet; thence South 00°00'00" West, 349.14 feet; thence South 89°52'45" East, 3416.23 feet; thence North 63°14'55" East, 50.79 feet; thence South 32°25'24" East, 669.23 feet; thence North 58°11'09" East, 66.10 feet; thence North 34°22'54" West, 29.06 feet; thence South 87°55'36" East, 1805.61 feet; thence South 33°10'30" East, 855.11 feet; thence North 89°36'01" East, 207.84 feet to the East Quarter Corner of Section 28; thence South 89°51'57" East, 553.74 feet; thence South 32°47'14" East, 1201.17 feet; thence South 88°52'04" East, 132.64 feet; thence South 86°45'21" East, 86.36 feet; thence South 00°11'04" West, 112.97 feet; thence North 89°00'05" West, 132.52 feet; thence South 61°48'58" West, 349.60 feet; thence South 35°25'16" East, 148.42 feet; thence South 90°00'00" East, 27.57 feet; thence South 36°33'46" East, 371.44 feet; thence South 39°51'52" East, 251.98 feet; thence South 41°13'18" East, 698.49 feet; thence South 41°44'41" East, 370.26 feet; thence South 89°27'45" East, 329.45 feet; thence South 40°49'30" East, 376.26 feet thence North 21°32'02" West, 81.81 feet; thence South 40°47'18" East, 566.53 feet; thence South 40°51'39" East, 1055.28 feet; thence North 70°39'00" East, 49.53 feet; thence North 40°45'48" West, 53.78 feet; thence North 72°08'24" East, 284.61 feet; thence North 88°57'30" East, 165.64 feet; thence South 00°00'00" West, 30.11 feet; thence South 90°00'00" East. 803.97 feet; thence North 00°05'00" West, 598.89 feet; thence South 89°59'24" East, 323.65 feet; thence South 00°08'17" East, 14.49 feet; thence North 89°50'54" East, 979.27 feet; thence North 00°00'00" West, 51.09 feet; thence South 51°00'00" East, 186.06 feet; thence South 70°00'00" East. 124.98 feet; thence North 53°41'00" East, 111.37 feet; thence North 48°01'00" east, 115.39 feet; thence North 54°50'00" East, 92.82 feet; thence North 54°33'00" East, 42.97 feet; thence North 42°21'00" East, 194.84 feet; thence North 35°56'00" East, 132.65 feet; thence North 35°04'03" East, 288.66 feet; thence North 30°35'10" East, 134.12 feet; thence South 89°24'21" East, 681.66 feet to the South Quarter Corner of Section 26; thence South 89°24'50" East, 1404.76 feet; thence South 15°24'48" East, 29.34 feet; thence South 75°25'59" East, 222.23 feet; thence North 44°52'11" East, 144.33 feet; thence North 34°00'08" East, 149.96 feet; thence North 55°22'00" East, 118.94 feet; thence North 55°22'00" East, 179.95 feet; thence South 45°46'14" East, 113.56 feet; thence North 48°40'00" East, 83.46 feet; thence North 01°30'05" West, 328.39 feet; thence North 33°58'00" East, 337.16 feet; thence North 09°31'46" East, 373.58 feet; thence North 22°13'53" East, 218.10 feet; thence North 35°14'54" East, 168.95 feet; thence North 47°53'13" East, 399.47 feet; thence North 89°25'48" East, 72.49 feet; thence North 05°55'48" East, 164.95 feet; thence North 07°58'48" East, 603.44 feet to a point that is North 4.78 feet and East 479.84 feet from the East Quart Corner of Section 26; thence North 89°25'48" East, 44.71 feet; thence North 07°27'31" East, 248.65 feet; thence North 01°20'50" West, 136.96 feet; thence North 01°20'50" West, 51.28 feet; thence North 20°25'42" East, 109.44 feet; thence North 27°26'50" East, 48.31 feet; thence North 45°35'26" East, 112.36 feet; thence North 32°00'45" East, 92.39 feet; thence North 23°17'20" East, 221.40 feet; thence North 35°37'33" East, 179.66 feet; thence South 14°47'26" East, 95.95 feet; thence South 03°32'59" East, 46.09 feet; thence South 07°31'43" West, 683.36 feet; thence along a curve to the left, the radius is 1342.89 feet, the arc length is 1333.25 feet, the chord bearing is South 20°54'49" East, the chord length is 1279.16 feet; thence North 00°11'38" East, 138.05 feet; thence North 34°59'31" East, 381.45 feet; thence South 00°00'00" West, 231.25 feet; thence North 88°50'56" West, 128.75 feet; thence South 42°05'51" East, 217.23 feet; thence North 01°09'01" East, 169.57 feet; thence South 90°00'00" East, 34.38 feet; thence North 00°02'39" West, 420.60 feet; thence North 45°25'58" East, 57.48 feet; thence North 06°00'32" East, 29.85 feet; thence North 88°27'07" East, 115.67 feet; thence North 39°51'00" East, 258.47 feet; thence North 00°12'03" West, 62.49 feet thence North 81°40'24" West, 10.83 feet; thence North 00°06'47" East, 349.95 feet; thence South 83°04'58" East, 746.73 feet; thence North 07°38'00" West, 765.42 feet; thence South 90°00'00" East, 113.41 feet; thence North 02°37'45" West, 767.27 feet; thence North 36°15'14" West, 218.22 feet; thence South 88°19'31" West, 104.69 feet; thence North 05°54'12" West, 591.49 feet; thence North 34°19'12" West, 90.66 feet; thence South 89°08'48" West, 212.56 feet to a point that is East 2105.30 feet and North 48.70 feet from the Northeast Corner of Section 26; thence North 01°30'48" East, 221.13 feet; thence North 03°23'12" West, 357.59 feet; thence North 01°55'48" East, 745.47 feet; thence North 87°08'48" East, 326.80 feet; thence North 41°03'37" West, 459.94 feet; thence North 21°36'53" West, 166.16 feet; thence North 08°04'11" East, 370.99 feet; thence North 00°51'54" East, 477.99 feet; thence North

07°15'10" West, 102.10 feet; thence South 89°24'32" West, 66.89 feet; thence North 00°27'12" West, 1314.47 feet; thence North 43°32'48" East, 604.27 feet; thence North 89°32'48" East, 48.83 feet; thence North 17°09'09" West, 72.11 feet; thence North 01°54'35" West, 296.30 feet; thence South 87°48'14" West, 57.30 feet; thence North 14°11'46" West, 92.57 feet; thence North 19°41'19" East, 21.48 feet; thence North 88°46'54" West, 12.43 feet; thence North 14°11'46" West, 54.54 feet; thence North 15°48'14" East, 207.68 feet; thence North 02°42'14" East, 23.56 feet; thence South 89°23'14" West, 527.83 feet to a point that is East 1940.44 feet; and North 42.33 feet from the Northeast Corner of Section 23; thence North 03°04'00" West, 68.70 feet; thence North 16°14'00" West, 115.74 feet; thence South 87°40'00" West, 89.73 feet; thence North 02°20'00" West, 79.98 feet; thence North 04°39'30" East, 164.17 feet; thence North 22°29'00" East, 244.83 feet; thence North 04°42'00" East, 342.49 feet; thence South 87°29'30" West, 79.98 feet; thence North 16°06'33" East, 273.13 feet; thence North 32°51'42" West, 29.28 feet; thence South 43°52'16" West, 13.05 feet; thence South 58°54'37" West, 45.68 feet; thence South 74°55'00" West, 47.97 feet; thence North 15°03'00" West, 31.46 feet; thence North 74°55'00" East, 41.42 feet; thence North 60°28'30" East, 56.10 feet; thence North 46°01'53" East, 102.96 feet; thence along a curve to the left, the radius is 141.44 feet, the arc length is 105.59 feet, the chord bearing is North 24°38'37" East, the chord length is 103.16 feet; thence North 02°52'13" East, 229.09 feet; thence along a curve to the right, the radius is 237.94 feet, the arc length is 146.41 feet, the chord bearing is North 20°29'54" East, the chord length is 144.11 feet; thence North 43°14'00" East, 198.79 feet; thence along a curve to the left, the radius is 81.46 feet, the arc length is 35.20 feet, the chord bearing is North 30°51'23" East, the chord length is 34.92 feet; thence North 15°42'25" East, 139.91 feet; thence North 07°27'00" East, 79.09 feet; thence South 87°47'00" West, 61.11 feet; thence North 20°40'02" East, 130.90 feet; thence South 69°30'53" East, 23.61 feet; thence North 19°20'31" East, 113.07 feet; thence North 61°36'00" East, 201.26 feet; thence North 82°43'13" East, 80.81 feet; thence South 00°49'41" East, 100.46 feet; thence North 21°47'03" East, 236.93 feet; thence North 16°15'49" East, 186.03 feet; thence North 02°24'00" East, 335.27 feet; thence North 12°47'03" East, 155.73 feet; thence North 16°58'23" East, 167.34 feet; thence North 04°05'07" East, 141.91 feet; thence North 13°13'34" West, 150.44 feet; thence North 19°59'35" West, 136.53 feet; thence North 09°15'49" West, 152.07 feet; thence North 06°47'26" East, 174.90 feet; thence North 28°39'21" East, 139.38 feet; thence North 35°25'27" East, 318.21 feet; thence North 20°06'09" East, 175.38 feet; thence North 07°02'31" East, 198.70 feet; thence North 11°48'15 East, 174.56 feet; thence North 18°49'03" East, 150.61 feet; thence North 15°00'29" East, 268.43 feet to a point that is East 695.19 feet and North 138.86 feet from the North Quarter Corner of Section 13; thence North 13°57'08" East, 133.80 feet; thence North 21°54'10" East, 98.54 feet; thence North 40°17'55" East, 108.01 feet; thence North 25°58'59" East, 146.59 feet; thence North 22°07'32" East, 205.56 feet; thence North 22°33'47" East, 181.73 feet; thence North 33°43'47" East, 168.53 feet; thence North 53°33'05" East, 134.02 feet; thence North 00°41'06" West, 76.81 feet; thence North 80°17'39" East, 32.05 feet; thence North 49°29'00" East, 39.59 feet; thence North 25°57'00" East, 1271.01 feet; thence South 25°24'24" East, 623.60 feet; thence South 89°58'24" East, 419.87 feet; thence South 00°53'01" East, 627.54 feet; thence South 89°58'24" East, 579.83 feet; thence North 09°18'45" West, 828.19 feet; thence North 02°17'21" West, 360.02 feet; thence North 07°30'25" East, 334.34 feet; thence North 19°26'41" East, 308.83 feet; thence North 23°50'39" East, 727.86 feet; thence North 33°37'33" East, 258.90 feet; thence North 87°48'18" East, 1603.20 feet; thence North 00°42'52" West, 2118.71 feet to a point that is East 2689.16 feet and North 907.68 feet from the Northeast Corner of Section 12; thence North 60°04'00" East, 1245.62 feet; thence North 00°00'00" East, 63.03 feet; thence North 60°04'00" East, 271.92 feet; thence along a curve to the left, the radius is 849.84 feet, the arc length is 504.30 feet, then chord bearing is North 43°04'00" East, the chord length is 496.94 feet; thence North 26°04'00" East, 403.38 feet; North 22°00'00" East, 395.98 feet; thence North 18°42'46" East, 454.10 feet; thence along a curve to the right, the radius is 371.99 feet, the arc length is 469.86 feet, the chord bearing is North 54°53'52" East, the chord length is 439.24 feet; thence South 86°16'30" East, 125.00 feet; thence South 05°01'00" West, 16.99 feet; thence South 85°32'52" East, 31.55 feet; thence along a curve to the left, the radius is 1478.37 feet, the arc length is 370.15 feet, the chord bearing is North 87°16'46" East, the chord length is 369.18 feet; thence North 79°00'50" East, 342.30 feet; thence along a curve to the right, the radius is 334.19 feet, the arc length is 354.01 feet, the chord bearing is South 70°38'22" East, the chord length is 337.69 feet; thence South 38°08'12" East, 472.25 feet; thence North 00°00'00" East, 1026.68 feet; thence North 90°00'00" West, 2639.19 feet; thence South 00°00'00" West, 1319.59 feet; thence North 90°00'00" West, 2689.01 feet to a point that is East 1330.94 feet and North 147.44 feet from the East Quarter Corner of Section 1; thence South 00°01'36" West, 1460.63 feet; thence North 89°36'11" West, 3275.51 feet; thence South 00°34'28" West, 197.94 feet; thence North 89°25'32" West, 791.76 feet; thence North 00°34'28" East, 197.94 feet; thence South 86°33'08" East, 175.46 feet; thence North 00°29'37" West, 1315.87 feet; thence North 89°49'17" West, 1334.19 feet; thence North 01°00'30" West, 1748.17 feet; thence North 41°22'29" West, 881.49 feet; thence North 00°00'00" East, 236.76 feet; thence North 89°47'27" West, 753.21 feet to the Northeast Corner of Section 2; thence North 89°53'07" West, 2663.35 feet along the Section Lie to the North Quarter

Corner of Section 2; thence North 89°53'00" West, 2665.19 feet along the Section Line to the Northeast Corner of Section 3, thence South 89°44'49" West, 2660.61 feet along the Section Line to the North Quarter Corner of Section 3; thence South 89°43'51" West, 2674.53 feet along the Section Line to the Northeast Corner of Section 4; thence South 89°45'18" West, 1330.71 feet along the Section Line to the North Quarter Corner of Section 4; thence South 01°00'59" East, 1406.50 feet; thence South 89°53'23" West, 649.88 feet; thence South 22°07'10" East, 1345.99 feet; thence South 89°38'46" West, 3830.97 feet to the point of beginning.

PLEASANT GROVE CITY, UTAH
BOUNDARY DESCRIPTION

Beginning at the Southeast Corner of Section 16, Township 5 South, Range 2 East, Salt Lake Base and Meridian; thence along the Grove Creek East Annexation recorded March 10 of 2000 the following eighteen courses: North 89°59'56" East, 2404.51 feet; South 20°33'26" West, 137.39 feet; South 45°00'03" West, 155.52 feet; South 39°33'38" West, 149.12 feet; South 65°59'47" West, 194.74 feet; South 67°21'45" West, 77.98 feet; South 20°19'18" West, 67.12 feet; South 35°31'19" West, 70.51 feet; South 58°35'37" West, 57.45 feet; South 29°01'13" West, 77.72 feet; South 60°26'53" West, 56.96 feet; South 25°21'41" West, 94.28 feet; South 35°33'16" West, 82.43 feet; South 76°22'38" West, 73.12 feet; South 41°09'22" West, 87.81 feet; South 25°31'48" West, 56.29 feet; South 25°31'56" West, 14.97 feet; South 51°31'46" West, 76.15 feet; thence along the Pleasant Grove City Boundary recorded January 21 of 1979 the following courses: South 24°59'38" East, 2406.22 feet; North 89°59'56" East, 497.03 feet; South 00°00'01" West, 329.12 feet; South 89°59'56" West, 343.63 feet; South 24°59'46" East, 1525.30 feet; North 00°00'01" East, 639.25 feet; South 89°59'56" West, 85.88 feet; North 00°00'04" East, 20.00 feet; North 17°49'23" West, 203.38 feet; North 17°46'49" West, 39.70 feet; North 38°56'18" West, 56.48 feet; North 89°59'56" East, 162.76 feet; North 00°47'04" West, 91.19 feet; North 00°52'33" West, 81.76; North 89°59'56" East, 176.50 feet; North 00°00'01" East, 282.93 feet; North 89°59'56" East, 298.14 feet; North 00°00'01" East, 558.87 feet; North 89°59'56" East, 1365.69 feet; South 00°00'01" West, 1308.63 feet; South 89°59'56" West, 967.80 feet; South 37°42'50" West, 435.88 feet; South 21°38'29" East, 16.60 feet; South 64°45'44" West, 405.47 feet; South 48°15'30" West, 180.43 feet; South 48°16'56" West, 45.55 feet; South 48°02'17" West, 20.00 feet; South 24°59'33" East, 3705.18 feet; thence along the Lindon / Pleasant Grove Common Boundary Adjustment recorded March 10 of 1995 the following courses: South 25°07'48" East, 57.98 feet; North 89°47'57" West, 124.00 feet; North 89°46'59" West, 1076.65 feet; thence along the Pleasant Grove / Lindon Boundary Adjustment recorded February 28 of 2007 the following courses: South 00°26'49" West, 12.41 feet; South 89°53'37" West, 915.00 feet; North 88°32'54" West, 52.32 feet; North 85°38'43" West, 52.32 feet; North 82°44'31" West, 52.32 feet; North 80°47'56" West, 17.71 feet; North 80°18'29" West, 23.28 feet; North 89°43'31" West, 8.62 feet; North 80°18'28" West, 278.31 feet; North 81°10'19" West, 14.02 feet; North 89°29'00" West, 6.98 feet; North 84°48'02" West, 31.70 feet; North 88°07'25" West, 22.42 feet; North 89°30'00" West, 72.80 feet; thence again following the said Lindon / Pleasant Grove Common Boundary Adjustment the following courses: South 00°30'08" West, 3.10 feet, South 00°37'03" West, 46.38 feet; South 00°00'32" West, 2.37 feet; South 00°27'07" West, 47.50 feet; North 89°29'56" West, 769.81 feet; North 00°29'44" East, 43.37 feet; North 5.12 feet; North 00°35'48" East, 48.00 feet; North 00°29'57" East, 3.12 feet; thence again along the said Pleasant Grove City Boundary recorded 1979 the following: North 89°29'59" West, 1043.61 feet; thence again along the Pleasant Grove / Lindon Boundary Adjustment recorded 2007 the following courses: South 89°42'29" West, 12.91 feet; South 86°44'49" West, 35.33 feet; South 82°24'35" West, 35.33 feet; South 78°04'20" West, 35.33 feet; South 73°44'06" West, 35.33 feet; South 70°40'47" West, 14.45 feet; South 71°18'04" West, 28.04 feet; South 74°49'53" West, 37.60 feet; South 78°52'35" West, 37.60 feet; South 82°55'17" West, 37.60 feet; South 86°23'06" West, 26.81 feet; South 89°43'51" West, 1940.61 feet; along a curve to the right with a chord bearing of North 84°46'43" West, 102.30 feet; North 79°14'53" West, 75.70 feet; along a curve to the left with a chord bearing of North 84°46'16" West, 89.12 feet; South 89°43'35" West, 459.78 feet; along a curve to the right with a chord bearing North 85°51'05" West, 158.92 feet; North 81°04'41" West, 4.42 feet; North 81°12'26" West, 111.94 feet; along a curve to the left with chord bearing South 85°51'38" East, 156.66 feet; North 89°47'09" West, 149.63 feet; South 89°30'27" West, 838.07 feet; South 02°22'24" East, 235.45 feet; South 70°56'16" West, 189.66 feet; North 18°57'47" West, 30.00 feet; South 70°54'24" West, 55.03 feet; North 42°11'31" West, 352.52 feet; along a curve to the left with chord bearing South 69°19'31" West, 191.19 feet; North 42°18'03" West, 151.93 feet; North 89°46'16" West, 3161.77 feet; North 89°38'00" West, 131.43 feet; North 89°43'35" West, 857.74 feet; North 89°59'24" West, 1103.18 feet; thence along the Pleasant Grove Southwest Annexation recorded July 18 of 1993 the following courses: North 89°59'24" West, 1451.27 feet; South 00°07'57" East, 258.39 feet; South 89°32'13" West, 1144.79 feet; South 2581.14 feet; North 49°52'10" West, 4010.88 feet; East, 268.38 feet; thence along the Baker

Investment, LLC Property Annexation recorded September 18 of 2003 the following courses: North 53°30'38" West, 157.16 feet; North 57°23'32" West, 247.21 feet; North 00°19'54" East, 1132.94 feet; thence along the Sager Annexation recorded October 18 of 2006 the following courses: North 53.98 feet; West 302.55 feet; thence along the Matt Smith Annexation recorded October 18 of 2006 the following courses: West 474.82 feet; North 00°42'25" West, 552.50 feet; thence along the Sager Annexation recorded October 18 of 2006 North 00°42'29" West, 220.73 feet; thence along the DMB Investments Annexation recorded January 17 of 2007 North 00°42'31" West, 409.379; thence again along the said Sager Annexation the following courses: North 00°42'28" West, 964.90 feet; North 89°52'18" East, 809.31 feet; thence again along the said Pleasant Grove Southwest Annexation the following courses: North 1011.30 feet; South 89°09'25" East, 310.03 feet; North 1339.57 feet; thence along the Thomas A. Searle Addition recorded February 11 of 1988 the following courses: North 255.31 feet; South 88°58'06" East, 166.65 feet; South 88°53'54" East, 13.00 feet; thence along the Pleasant Grove / American Fork Boundary Adjustment recorded March 20 of 2000 the following courses: South 89°45'02" East, 36.44 feet; North 00°17'38" West, 582.02 feet; North 00°24'11" West, 30.55 feet; North 36°53'43" West, 39.35 feet; thence again along the said Thomas A. Searle Addition the following courses: South 73°21'30" East, 74.63 feet; North 81.93 feet; thence along the Swenson Addition recorded May 1 of 1979 the following courses: North 00°40'07" East, 353.78 feet; North 00°40'41" East, 1151.97 feet; North 00°40'22" East, 447.20 feet; South 89°13'29" East, 231.02 feet; South 89°14'53" East, 623.93 feet; thence along the Tanner Annexation recorded June 19 of 1992 the following courses: North 00°33'01" East, 729.35 feet; South 89°23'37" East, 165.26 feet; thence along the Durfey Addition recorded July 13 of 1994, South 89°23'29" East, 329.47 feet; thence along the Clements Addition recorded December 10 of 2001 the following courses: North 00°33'23" East, 418.92 feet; North 00°33'11" East, 241.93 feet; East 338.64 feet; thence along the Manila Addition recorded October 16 of 1979 the following courses: North 00°41'50" East, 1363.66 feet; West 331.37 feet; North 00°00'53" East, 493.56 feet; North 00°00'05" East, 42.87 feet; East 164.87 feet; North 00°13'20" West, 2671.16 feet; thence along the Pleasant Grove Northwest Annexation recorded October 20 of 1993, North 00°19'34" West, 1322.10 feet; thence along the Warnick Dairy Annexation recorded April 11 of 2007 the following courses: West 330.85 feet; North 00°19'26" West, 1289.61 feet; North 89°24'24" East, 159.80 feet; North 00°22'55" West, 34.47 feet; thence along the Christensen – Harvey Annexation recorded January 10 of 2001 the following courses: North 00°25'31" West, 1194.50 feet; North 00°34'12" East, 50.25 feet; North 01°10'59" East, 66.57 feet; North 00°32'01" East, 360.34 feet; North 00°31'58" East, 284.19 feet; North 02°08'02" East, 117.58 feet; North 74°24'46" West, 5.63 feet; North 00°00'03" East, 22.38 feet; South 70°47'36" East, 168.73 feet; South 00°20'58" East, 9.04 feet; thence again along the said Pleasant Grove Northwest Annexation the following courses: along a curve to the left with chord bearing South 80°49'46" East, 242.80 feet; South 85°20'09" East, 259.84 feet; South 85°20'00" East, 410.43 feet; along a curve to the right with chord bearing South 74°10'49" East, 133.18 feet; South 63°04'52" East, 200.75 feet; along a curve to the left with chord bearing South 77°34'00" East, 275.65 feet; North 88°09'16" East, 188.22 feet; thence along the Manila Township Annexation No. 2 recorded May 27 of 1997 the following courses: North 00°32'24" East, 49.60 feet; North 00°37'01" East, 43.35 feet; North 00°37'56" West, 531.50 feet; North 00°37'33" West, 291.92 feet; North 87°23'42" East, 141.65 feet; thence along the North Manila Township Annexation recorded March 26 of 1998 the following courses: North 22°03'37" West, 15.30 feet; North 30°40'56" West, 93.82 feet; North 17°55'30" West, 88.94 feet; North 49°14'24" West, 147.04 feet; North 29°23'15" West, 109.53 feet; North 14°31'10" East, 82.77 feet; North 55°23'30" West, 169.80 feet; North 68°52'18" West, 39.53 feet; North 00°09'34" West, 44.88 feet; North 00°06'09" East, 491.63 feet; North 89°02'22" East, 201.28 feet; North 89°29'06" East, 382.39 feet; North 88°32'49" East, 160.17 feet; North 00°13'33" West, 126.56 feet; South 89°06'57" East, 315.91 feet; North 109.93 feet; East 150.12 feet; North 29.06 feet; North 89°41'09" East, 57.00 feet; thence along the Pleasant Grove / Cedar Hills Boundary Adjustment recorded December 17 of 1999 the following courses: East, 437.77 feet; South 00°34'59" East, 99.97 feet; East 71.22 feet; North 89°27'59" East, 48.28 feet; North 00°34'59" West, 332.49 feet; thence along the Cedar Hills / Pleasant Grove Boundary Adjustment recorded December 3 of 2002 the following courses: North 89°58'24" East, 63.52 feet; North 89°57'44" East, 201.52 feet; North 13°32'28" West, 422.73 feet; South 78°09'00" West, 156.52 feet; North 82°40'00" West, 208.76 feet; thence again along the said North Manila Township Annexation the following courses: North 05°56'10" West, 200.44 feet; South 82°59'11" West, 343.44 feet; South 83°01'16" West, 24.18 feet; South 82°58'58" West, 33.25 feet; South 00°01'48" East, 352.36 feet; thence along the said Pleasant Grove Common Boundary Adjustment the following courses: South 89°59'44" West, 153.39 feet; South 00°01'50" East, 125.21 feet; thence again along the said North Manila Township Annexation South 89°59'48" West, 160.52 feet; thence again along the Pleasant Grove / Cedar Hills Common Boundary Adjustment the following courses: North 00°00'15" West, 104.20 feet; along a curve to the right with chord bearing North 59°39'05" West, 30.33 feet; along a curve to the left with chord bearing North 64°48'17" West, 12.80 feet; South 89°59'44" West, 119.21 feet; thence again along the North Manila Township Annexation the following courses: West 157.12 feet; North 00°13'10" West, 195.63 feet; North 89°52'47"

East, 149.13 feet; North 139.94 feet; South 89°51'01" East, 119.63 feet; along a curve to the left with chord bearing North 35°03'09" West, 100.55 feet; along a curve to the right with chord bearing North 41°36'19" West, 64.19 feet; South 89°52'22" West, 169.50 feet; North 00°14'56" West, 172.38 feet; South 40°22'30" East, 51.52 feet; North 49°34'56" East, 35.96 feet; North 40°15'54" West, 43.90 feet; South 89°35'50" West, 17.75 feet; North 00°29'40" West, 173.75 feet; North 89°29'36" East, 157.01 feet; thence along the said Pleasant Grove Common Boundary Adjustment the following courses: along a curve to the left with chord bearing South 44°32'10" West, 21.18 feet; South 00°01'52" East, 136.80 feet; South 00°58'59" East, 9.96 feet; North 89°59'46" East, 147.82 feet; thence along another Cedar Hills / Pleasant Grove Boundary Adjustment recorded December 3 of 2002 the following courses: South 89°59'41" East, 86.96 feet; South 07°55'58" East, 109.07 feet; North 89°58'10" East, 224.93 feet; North 00°08'37" West, 127.71 feet; thence along the E. Johnson Disconnection recorded November 8 of 2007 the following courses: East 371.96 feet; North 06°07'00" West, 145.69 feet; thence again along the North Manila Township Annexation the following courses: South 89°43'40" East, 295.21 feet; South 89°42'17" East, 48.50 feet; South 06°01'32" East, 242.90 feet; North 59°27'59" East, 141.36 feet; North 69°21'16" East, 65.59 feet; South 110.00 feet; South 10°55'36" East, 23.74 feet; South 10°53'46" East, 156.03 feet; South 13°29'46" East, 159.08 feet; North 89°59'52" East, 9.63 feet; South 13°30'18" East, 308.85 feet; North 89°59'56" East, 177.51 feet; South 00°04'20" East, 449.90 feet; thence again along the Pleasant Grove Common Boundary Adjustment the following courses: North 89°57'42" West, 355.21 feet; South 13°11'59" East, 129.12 feet; South 13°39'45" East, 155.23 feet; thence North 89°47'56" East, 289.38 feet; thence again along the North Manila Township Annexation the following courses: South 00°04'20" East, 163.43 feet; South 89°54'33" West, 79.63 feet; thence South 89°49'00" West, 177.01 feet; South 13°34'17" East, 112.19 feet; thence again along the Pleasant Grove Common Boundary Adjustment the following courses: South 89°57'36" West, 200.64 feet; South 89°58'06" West, 90.55 feet; South 89°25'57" West, 174.38 feet; South 00°38'51" East, 437.12 feet; South 88°50'53" East, 222.00 feet; South 00°02'18" East, 3.33 feet; South 88°50'35" East, 354.31 feet; thence again along the North Manila Township Annexation the following courses: South 16°56'45" East, 133.81 feet; South 17°42'38" East, 251.48 feet; South 00°09'16" East, 46.12 feet; South 17°36'18" East, 424.04 feet; North 68°56'12" East, 178.43 feet; thence along the said Cedar Hills / Pleasant Grove Boundary Adjustment the following courses: North 64°06'24" East, 38.85 feet; South 17°39'14" East, 11.83 feet; South 89°59'20" West, 17.16 feet; thence again along the North Manila Township Annexation the following courses: South 16°54'31" East, 433.22 feet; North 89°59'54" East, 26.00 feet; South 46°09'30" East, 207.98 feet; South 89°56'31" West, 314.89 feet; South 89°53'26" West, 33.13 feet; North 17°46'50" West, 155.55 feet; South 89°06'41" West, 32.25 feet; North 17°37'09" West, 525.72 feet; thence along the Ross Monson / Cedar Hills Boundary Adjustment recorded December 17 of 1999 the following courses: North 17°37'23" West, 7.50 feet; South 89°59'56" West, 211.29 feet; South 235.93 feet; South 89°59'56" West, 108.37 feet; South 187.93 feet; thence along the said North Manila Township Annexation, West 143.33 feet; thence along the Elliott / Olson Boundary Adjustment recorded February 3 of 2005 the following courses: North 00°43'21" West, 278.22 feet; South 89°15'41" West, 5.80 feet; North 02°00'53" West, 57.48 feet; North 00°35'20" West, 22.22 feet; South 89°56'48" West, 205.10; South 89°56'38" West, 6.90 feet; thence again along the said North Manila Township Annexation the following courses: North 287.90 feet; West 621.25 feet; thence again along the said Manila Township Annexation No. 2, South 00°36'15" East, 967.40 feet; thence along the Schow Addition recorded March 27 of 2002 the following courses: along a curve to the right with chord bearing South 66°16'31" East, 41.85 feet; South 64°04'29" East, 284.90 feet; thence along the Schow Addition #3 recorded September 9 of 2004 the following courses: South 64°04'31" East, 37.88 feet; South 62°53'45" East, 30.70 feet; South 60°00'00" East, 44.53 feet; South 57°45'01" East, 13.91 feet; South 57°13'01" East, 150.16 feet; South 58°07'40" East, 33.56 feet; South 60°28'48" East, 52.98 feet; South 62°10'38" East, 9.46 feet; South 62°26'00" East, 664.20 feet; South 61°13'35" East, 23.25 feet; South 58°00'00" East, 37.91 feet; South 54°00'00" East, 37.92 feet; South 50°49'13" East, 22.36 feet; thence along the said Manila Township Annexation No. 1 recorded May 27 of 1997 the following courses: North 568.70 feet; North 89°59'56" East, 335.02 feet; South 16°56'44" East, 604.30 feet; South 89°51'42" West, 26.25 feet; South 17°44'58" East, 180.00 feet; South 89°59'56" West, 300.64 feet; South 37°35'00" East, 365.23 feet; South 29°49'43" East, 96.76 feet; South 21°27'45" East, 86.10 feet; South 16°06'11" East, 219.03 feet; North 89°59'56" East, 117.00 feet; North 17°45'38" West, 629.04 feet; North 89°53'15" East, 64.38 feet; North 89°51'20" East, 324.52 feet; South 17°24'40" East, 549.36 feet; South 19°02'44" West, 59.38 feet; South 18°07'37" West, 7.23 feet; South 89°50'30" West, 114.00 feet; West 13.63 feet; South 00°17'54" East, 120.00 feet; South 89°50'40" West, 116.00 feet; South 17°53'11" East, 251.53 feet; South 62°24'06" West, 3.10 feet; South 17°52'50" East, 201.94 feet; South 17°53'40" East, 133.85 feet; North 72°06'45" East, 357.55 feet; South 00°57'09" East, 505.35 feet; thence along the Thompson / Christensen Boundary Adjustment recorded April 22 of 2002 the following courses: South 51°13'35" West, 126.83 feet; North 59°42'41" West, 32.99 feet; along a curve to the left with chord bearing North 76°13'26" West, 54.40 feet; South 87°16'52" West, 22.70 feet; South 17°53'07" East, 46.98 feet;

South 59°10'10" East, 18.80 feet; South 47°40'23" East, 26.17 feet; South 47°40'04" East, 30.87 feet; South 36°09'07" East, 230.37 feet; thence again along the Manila Township Annexation No. 1 the following courses: South 36°01'04" East, 191.69 feet; along a curve to the right with chord bearing South 31°45'30" East, 223.01 feet; South 27°34'17" East, 348.94 feet; along a curve to the left with chord bearing South 37°17'44" East, 226.10 feet; South 46°59'43" East, 405.29 feet; along a curve to the left with chord bearing South 50°41'31" East, 123.91 feet; South 54°19'34" East, 271.14 feet; thence along the Manila Addition recorded October 16 of 1979 the following courses: North 89°39'08" East, 1477.35 feet; to the Northeast Corner of Section 17; South 00°31'12" East, 1335.06 feet; South 32°47'11" East, 3380.28 feet; thence again along the said Pleasant Grove City Boundary the following courses: North 81°20'39" East, 193.97 feet; North 76°43'18" East, 547.28 feet; North 89°56'01" East, 164.88 feet; North 00°03'27" West, 495.75 feet; North 89°56'02" East, 221.38 feet; South 47°52'18" East, 361.04 feet; South 60°07'43" East, 127.87 feet; South 36°57'02" East, 217.10 feet; South 17°47'22" East, 54.41 feet; South 04°49'12" West, 642.71 feet; South 59°06'21" East, 815.05 feet; South 249.12 feet; North 83°52'17" East, 355.43 feet; North 89°45'45" East, 212.26 feet; thence again along the Grove Creek East Annexation North 89°59'52" East, 684.32 feet to the point of beginning.

PROVO CITY, UTAH
BOUNDARY DESCRIPTION

Beginning at the West Quarter Corner of Section 28, Township 6 South, Range 3 East, Salt Lake Base and Meridian; thence along the Heritage Mountain Ski Area Annexation recorded January 19 of 1978 the following courses: North 86°53'08" East, 2635.96 feet to the Center of said Section 28; North 86°43'17" East, 1333.75 feet; North 00°34'19" West, 1339.45 feet; North 86°33'04" East, 1335.49 feet; North 00°30'03" West, 1343.44 feet to the Northeast Corner of said Section 28; North 01°53'00" West, 1312.03 feet; South 87°50'47" East, 2749.58 feet; North 01°00'47" West, 1307.77 feet to the Center of Section 22; South 87°47'01" East, 2636.23 feet to the East Quarter Corner of said Section 22; North 00°46'37" West, 1326.76 feet; North 89°04'16" East, 2628.48 feet; North 89°04'21" East, 1314.24 feet; South 00°17'06" West, 1333.03 feet; North 89°09'35" East, 1306.08 feet to the East Quarter Corner of Section 23; North 89°46'12" East, 1376.46 feet; South 00°28'29" West, 1328.31 feet; North 89°29'07" East, 1380.50 feet; North 89°29'07" East, 1380.50 feet; South 00°08'11" West, 1314.51 feet; North 89°12'08" East, 1384.46 feet to the Southeast Corner of Section 24; South 00°07'09" East, 359.57 feet to the Northwest Corner of Section 30, Township 6 South, Range 4 East; South 89°29'09" East, 1563.64 feet; South 00°12'21" West, 5227.70 feet; North 89°40'53" West. 1534.98 feet to the Northeast Corner of Section 31; South 00°06'28" East, 5226.70 feet to the Southeast Corner of Section 36, Township 6 South, Range 3 East; North 89°19'45" West, 2664.82 feet to the South Quarter Corner of said Section 36; South 00°13'42" East, 1344.29 feet; North 89°22'51" West, 2672.79 feet; North 89°46'53" West, 2655.53 feet; South 00°16'18" East, 1367.67 feet to the Center of Section 2, Township 7 South, Range 3 East; South 89°45'39" West, 2646.29 feet to the West Quarter Corner of said Section 2; North 89°34'44" West, 2654.83 feet to the Center of Section 3; South 00°43'11" East, 1381.89 feet; North 88°37'19" West, 2656.78 feet; South 88°17'44" West, 2659.94 feet; South 88°17'49" West, 2586.40 feet; South 02°25'50" West, 1309.21 feet to the Southwest Corner of Section 4; thence the along the Provo City Annexation recorded in 1849 the following courses: South 00°18'31" East, 2615.53 feet to the East Quarter Corner of Section 8; South 00°20'59" East, 981.10 feet; thence along the Provo 1st and 2nd Ward Pasture Annexation recorded June 19 of 1905 the following courses: South 00°20'59" East, 1635.19 feet to the Southeast Corner of said Section 8; South 01°14'54" East, 2637.99 feet to the East Quarter Corner of Section 17; thence along the Zions M-13 Annexation, South 01°09'23" East, 2661.79 feet to the Southeast Corner of said Section 17; thence along the East Mountain Annexation recorded June 7 of 2006 the following courses: South 01°29'37" East, 438.88 feet; thence along the Steel City Addition "B" recorded November 6 of 1980 the following courses: South 32°43'52" East, 69.06 feet; South 57°15'16" West, 199.90 feet; thence along the Zions M-13 Annexation No. 2, South 57°15'25" West, 359.97 feet; thence again along the said Steel City Addition "B" the following courses: South 57°15'17" West, 204.06 feet; North 38°16'54" West, 486.88 feet; North 50°38'07" West, 16.65 feet; North 50°44'45" West, 45.04 feet; thence along the Steel City Addition recorded April 22 of 1952, South 30°09'15" West, 87.10 feet; thence along the Billings Technology Park Annexation recorded July 22 of 1976 the following courses: South 47°33'07" East, 64.54 feet; South 64°23'36" West, 3.33 feet; thence along the Billings Technology Park Annexation recorded March 23 of 1978 the following courses: South 35°18'27" East, 2063.13 feet; South 16°36'06" East, 253.31 feet; South 35°52'37" East, 149.95 feet; North 89°59'57" East, 102.26 feet; South 35°47'03" East, 1323.94 feet; South 08°31'29" West, 53.97 feet; South 37°34'30" East, 235.95 feet; North 00°00'03" East, 51.87 feet; South 35°45'33" East, 145.03 feet; South 14°25'01" East, 1835.00 feet; North 89°50'10" West, 826.55 feet; South 00°20'29" East, 460.39 feet; North 88°48'16" West, 155.67 feet; North 88°48'18" West, 494.13 feet; North 80°02'27" West, 775.48 feet; North 78°13'42" West, 394.57

feet; North 63°45'48" West, 78.46 feet; North 22°09'53" West, 21.87 feet; North 22°01'19" West, 730.43 feet; North 22°01'59" West, 2223.55 feet; North 22°02'00" West, 1227.21 feet; North 21°59'15" West, 844.03 feet; thence again along the Billings Technology Park Annexation of 1976, North 22°00'04" West, 339.68 feet; thence along a different Billings Technology Park Annexation recorded June 22 of 1976 the following courses: North 21°59'51" West, 1106.64 feet; North 22°00'03" West, 299.98 feet; North 25°14'36" West, 199.90 feet; North 28°14'44" West, 82.94 feet; North 29°42'03" West, 199.82 feet; North 33°39'49" West, 148.38 feet; along a curve to the right with a chord bearing of South 36°06'01" West, 344.77 feet; North 51°30'37" East, 346.57 feet; thence again along the Steel City Addition the following courses: along a curve to the right with chord bearing South 37°30'31" East, 171.84 feet; North 32°21'28" West, 491.88 feet; North 85°59'59" West, 268.42 feet; North 08°50'39" West, 100.00 feet; South 89°29'54" West, 536.42 feet; North 38°12'59" West, 826.04 feet; thence again along the Provo 1st and 2nd Ward Pasture Annexation the following courses: South 89°24'15" West, 523.68 feet; South 89°27'34" West, 351.66 feet; thence along the Industrial Addition No. 1 recorded January 30, 1970 the following courses: South 00°31'16" East, 494.16 feet; North 72°32'01" West, 799.78 feet; along a curve to the right with chord bearing North 64°34'42" West, 232.80 feet; North 00°29'34" West, 145.20 feet; thence again along the Provo 1st and 2nd Ward Pasture Annexation, South 89°27'48" West, 407.79 feet; thence along the Waterfront Addition recorded December 4 of 1962, South 12°29'38" East, 714.75 feet; thence along the Provo Bay Addition recorded January 9 of 1984 the following courses: North 85°45'52" East, 6.77 feet; South 13°28'00" East, 3340.78 feet; South 89°28'11" West, 1799.55 feet; South 00°32'04" East, 214.08 feet; North 85°13'57" West, 248.88 feet; North 72°16'19" West, 1324.06 feet; South 89°59'57" West, 1249.69 feet; South 00°00'03" West, 1584.53 feet; South 89°59'57" West, 21114.56 feet; North 00°00'03" East, 10273.20 feet; thence again along the Provo City Annexation the following courses: North 10°49'27" West, 91.19 feet; North 39°08'36" West, 1291.31 feet; North 41°25'34" West, 1056.10 feet; North 41°20'55" West, 775.60 feet; North 17°31'38" West, 928.09 feet; North 26°33'39" East, 572.84 feet; North 55°18'46" East, 368.36 feet; North 42°37'10" West, 791.24 feet; North 68°37'51" East, 575.33 feet; thence along the Boat Harbor Addition recorded December 13 of 1948 the following courses: North 88°46'55" West, 296.71 feet; North 83°39'40" West, 379.21 feet; North 87°31'51" West, 137.76 feet; North 16°55'29" East, 143.86 feet; North 28°08'51" East, 291.76 feet; North 00°47'50" West, 430.73 feet; North 20°28'09" East, 427.90 feet; North 62°31'52" East, 364.91 feet; South 47°00'05" East, 591.38 feet; thence along the Boat Harbor Addition Plat D recorded June 3 of 1976 the following courses: South 80°26'41" East, 1285.65 feet; South 00°00'03" West, 619.63 feet; thence again along the Boat Harbor Addition, South 87°59'51" East, 234.16 feet; thence again along the Provo City Annexation the following courses: North 00°00'02" East, 191.63 feet; North 66°47'46" East, 177.36 feet; South 60°15'45" East, 375.60 feet; South 86°49'07" East, 419.92 feet; South 58°40'14" East, 627.08 feet; South 73°29'37" East, 215.13 feet; South 18°27'17" East, 231.80 feet; South 21°16'37" West, 141.59 feet; South 53°43'48" West, 136.29 feet; South 83°16'39" West, 125.50 feet; South 57°16'47" West, 121.99 feet; South 64°16'57" East, 219.64 feet; South 83°22'28" East, 317.39 feet; North 83°40'16" East, 132.69 feet; North 71°33'46" East, 556.33 feet; South 82°23'46" East, 110.98 feet; North 74°27'11" East, 136.89 feet; North 02°38'41" East, 476.95 feet; North 00°46'32" West, 535.12 feet; North 42°15'26" East, 108.94 feet; South 84°49'09" East, 80.96 feet; South 55°36'39" East, 168.75 feet; South 75°59'40" East, 60.42 feet; South 16°42'14" East, 153.09 feet; South 34°18'05" East, 195.20 feet; South 57°31'38" East, 191.14 feet; South 22°21'16" East, 134.75 feet; South 59°25'52" East, 187.29 feet; South 87°36'06" East, 176.16 feet; North 60°55'54" East, 75.52 feet; North 40°50'15" East, 571.60 feet; North 65°31'57" East, 88.59 feet; South 81°15'33" East, 192.88 feet; North 80°32'32" East, 222.92 feet; North 24°46'47" West, 104.98 feet; North 03°34'06" West, 234.96 feet; North 34°57'25" East, 89.45 feet; North 74°28'03" East, 137.01 feet; North 48°11'15" East, 186.84 feet; North 17°37'16" East, 133.39 feet; thence along the Lakeview Addition No. 4 recorded October 13 of 1993, North 00°10'52" West, 118.38 feet; thence along the Lakeview Addition No. 5 recorded July 7 of 1995, North 00°13'15" West, 2165.55 feet; thence along the Lakeview Addition No. 3 recorded July 14 of 1992, North 00°48'34" West, 945.73 feet; thence along the Lakeview Addition No. 6 recorded November 23 of 1998 the following courses: North 01°00'44" West, 7.06 feet; North 00°49'59" West, 1056.87 feet; North 25°38'14" East, 583.68 feet; thence along the Lakeview Addition No. 7 recorded May 29 of 2002 the following courses: North 62°45'06" West, 294.84 feet; North 00°50'08" West, 112.34 feet; North 00°36'36" West, 151.00 feet; North 89°50'54" East, 1654.42 feet; thence again along the Lakeview Addition No. 3 the following courses: North 40°59'47" West, 222.00 feet; North 58°57'44" East, 39.38 feet; thence along the Lakeview Addition No. 8 recorded March 3 of 2004 the following courses: North 39°37'41" West, 522.92 feet; North 41°35'15" West, 200.42 feet; North 45°41'15" West, 237.26 feet; North 50°04'45" West, 251.61 feet; North 52°19'39" West, 501.96 feet; North 52°20'14" West, 434.09 feet; North 49°40'11" West, 304.13 feet; North 40°22'23" West, 261.00 feet; North 31°38'18" West, 214.78 feet; North 28°01'06" West, 234.41 feet; North 27°43'53" West, 81.16 feet; South 89°31'48" East, 662.72 feet; South 89°34'03" East, 1271.69 feet; South 89°34'03" East, 741.69 feet; South 89°34'03" East, 111.67 feet; South 41°44'10" East, 40.46 feet; South 89°34'03" East, 328.81 feet; South

40°49'36" East, 377.01 feet; North 20°51'46" West, 84.63 feet; South 40°51'26" East, 335.43 feet; South 40°41'33" East, 230.95 feet; South 40°51'45" East, 1008.22 feet; thence along the Orem / Provo Boundary Adjustment recorded May 9 of 2005 the following courses: along a curve to the right with chord bearing North 76°37'48" East, 496.52 feet; South 03°16'12" East, 20.81 feet; South 03°16'12" East, 13.28 feet; thence along the Crandell Addition recorded July 29 of 1980 the following courses: North 89°51'03" East, 789.02 feet; North 89°54'26" East, 38.88 feet; thence along the West Grand View Addition recorded October 27 of 1943, North 01°14'48" West, 31.93 feet; thence along the Orem / Provo Boundary Adjustment recorded August 13 of 2003 the following courses: East 256.34 feet; along a curve to the left with chord bearing North 44°55'28" East, 36.81 feet; North 00°09'06" West, 418.95 feet; North 02°17'53" West, 33.02 feet; North 05°37'52" West, 18.26 feet; North 06°49'04" West, 52.65 feet; thence along the Provo / Orem Boundary Adjustment recorded December 18 of 1991, North 89°59'53" East, 21.86 feet; thence along the Orem Davis Addition recorded November 14 of 1978, North 89°50'56" East, 979.30 feet; thence along the Provo / Orem Boundary Adjustment recorded December 18 of 1991 the following courses: North 00°00'02" East, 46.50 feet; South 52°05'21" East, 8.24 feet; South 46°41'57" East, 56.68 feet; South 46°45'28" East, 38.95 feet; South 55°10'07" East, 114.68 feet; South 71°27'39" East, 11.20 feet; South 71°34'04" East, 32.02 feet; North 74°56'37" East, 42.59 feet; North 56°18'37" East, 98.26 feet; North 49°44'59" East, 57.65 feet; North 49°48'25" East, 35.35 feet; North 51°14'28" East, 39.44 feet; North 53°34'13" East, 22.84 feet; North 58°52'05" East, 4.66 feet; North 58°52'05" East, 71.86 feet; North 49°11'40" East, 53.18 feet; North 49°09'25" East, 33.54 feet; North 42°08'47" East, 97.62 feet; North 38°53'15" East, 108.72 feet; North 41°55'20" East, 109.45 feet; North 42°05'05" East, 35.62 feet; North 37°03'33" East, 83.80 feet; North 40°05'25" East, 101.71 feet; North 32°04'19" East, 133.72 feet; North 18°04'47" East, 28.60 feet; North 17°26'58" East, 9.17 feet; East 2.25 feet; South 89°22'24" East, 655.95 feet; North 89°59'26" East, 2.25 feet; South 89°25'19" East, 1335.39 feet; South 15°12'43" East, 29.54 feet; South 75°26'00" East, 221.89 feet; North 44°53'25" East, 114.60 feet; North 44°55'00" East, 29.74 feet; North 34°00'32" East, 149.97 feet; North 55°21'36" East, 298.87 feet; South 45°53'33" East, 17.06 feet; South 45°48'31" East, 81.59 feet; thence along the Carterville Addition to Provo recorded on February 29 of 1940 the following courses: South 45°30'39" East, 14.89 feet; North 48°48'53" East, 83.72 feet; North 23.75 feet; North 00°59'46" East, 64.76 feet; North 00°52'44" East, 236.41 feet; North 01°24'51" East, 10.13 feet; North 18°58'09" East, 48.84 feet; North 35°06'14" East, 2.83 feet; North 18°27'25" East, 52.51 feet; North 28°37'30" East, 82.46 feet; North 42°09'01" East, 77.31 feet; North 31°21'30" East, 65.58 feet; North 02°52'56" East, 82.04 feet; North 06°20'26" East, 20.38 feet; North 06°19'33" East, 103.26 feet; North 12°38'06" East, 81.15 feet; thence again along the Provo / Orem Boundary Adjustment of 1991 the following courses: North 24°55'47" East, 81.26 feet; North 26°52'14" East, 31.53 feet; North 26°46'04" East, 23.87 feet; North 26°59'16" East, 38.02 feet; North 22°55'38" East, 105.25 feet; North 30°24'58" East, 72.84 feet; North 45°01'41" East, 93.12 feet; North 52°58'45" East, 103.81 feet; North 47°30'20" East, 86.97 feet; North 44°35'34" East, 130.34 feet; North 45°45'03" East, 74.34 feet; North 45°47'42" East, 47.78 feet; North 46°11'49" East, 16.98 feet; North 14°51'55" East, 69.19 feet; North 05°42'12" West, 94.34 feet; North 05°32'20" West, 16.83 feet; North 05°35'31" East, 98.79 feet; North 19°23'58" East, 167.50 feet; North 12°00'09" East, 3.98 feet; North 19°30'34" East, 29.57 feet; North 16°42'00" East, 44.37 feet; North 16°43'51" East, 188.03 feet; North 13°15'15" East, 64.34 feet; North 13°28'17" East, 9.13 feet; North 88°24'33" East, 9.00 feet; thence along the York – Taylor Annexation recorded September 18 of 1989 the following courses: North 06°39'12" East, 154.29 feet; North 09°01'39" East, 85.24 feet; North 01°21'36" West, 136.92 feet; North 04°36'51" East, 51.29 feet; North 17°44'34" East, 107.88 feet; North 27°25'44" East, 48.31 feet; North 45°35'13" East, 112.35 feet; North 32°02'06" East, 92.38 feet; North 23°23'40" East, 43.45 feet; North 23°17'23" East, 178.00 feet; North 35°36'02" East, 155.04 feet; North 35°47'30" East, 24.58 feet; South 14°47'49" East, 95.93 feet; South 03°34'36" East, 46.09 feet; South 07°32'13" West, 683.35 feet; South 01°33'46" West, 252.16 feet; thence again along the Provo / Orem Boundary Adjustment of 1991 the following courses: North 88°52'09" East, 6.25 feet; South 06°08'27" East, 111.01 feet; South 10°45'08" East, 136.01 feet; South 16°24'55" East, 161.46 feet; South 24°43'34" East, 190.67 feet; South 32°09'17" East, 166.77 feet; South 42°30'32" East, 222.55 feet; South 42°32'31" East, 10.68 feet; South 6.74 feet; thence along the Jenkins Addition recorded September 21 of 1978 the following courses: South 45°30'29" East, 10.43 feet; South 46°30'11" East, 16.26 feet; South 47°05'10" East, 11.91 feet; South 47°32'23" East, 9.85 feet; South 47°57'32" East, 10.50 feet; South 48°18'49" East, 3.51 feet; South 48°27'09" East, 4.37 feet; North 00°40'11" West, 1.40 feet; North 00°39'46" West, 2.22 feet; North 00°39'49" West, 4.79 feet; South 41°52'39" East, 38.44 feet; thence along the Tanner – Hamblin Addition recorded June 29 of 1976 the following courses: North 36.57 feet; North 249.47 feet; North 3.76 feet; East 232.85 feet; thence along the Plum Tree Addition recorded September 24 of 1990 the following courses: North 01°51'34" East, 247.34 feet; North 01°51'36" East, 21.77 feet; North 40°04'40" East, 129.83 feet; thence along the BYU Motion Picture Addition recorded June 25 of 1958 the following courses: North 01°31'00" West, 68.67 feet; North 88°07'00" East, 434.71 feet; North 29°53'57" West, 118.55 feet; North 14°24'49" West, 101.44 feet; North 21°18'52"

East, 174.37 feet; North 01°16'21" East, 61.95 feet; North 18°26'46" West, 110.23 feet; North 00°39'25" West, 53.97 feet; North 15°25'26" East, 3.11 feet; thence along the Provo / Orem Boundary Adjustment recorded September 1 of 2000 the following courses: South 85°49'46" East, 71.13 feet; South 83°35'34" East, 456.09 feet; South 82°29'33" East, 65.98 feet; North 06°21'49" West, 11.64 feet; North 06°21'44" West, 25.28 feet; North 06°21'43" West, 85.85 feet; North 06°41'46" West, 148.04 feet; North 07°17'09" West, 323.46 feet; North 07°58'03" West, 165.74 feet; South 89°58'47" East, 115.27 feet; North 00°08'22" East, 150.88 feet; North 03°36'40" West, 408.52 feet; North 03°35'55" West, 214.82 feet; North 36°18'57" West, 211.10 feet; North 89°45'31" West, 151.38 feet; thence along the Country Club Addition No. 6 recorded November 20 of 1978 the following courses: North 05°19'35" West, 589.80 feet; North 33°50'01" West, 83.74 feet; South 89°35'42" West, 212.64 feet; North 01°59'02" East, 216.69 feet; North 03°01'48" West, 357.06 feet; North 02°31"33" East, 243.99 feet; North 02°23'00" East, 502.06 feet; North 87°50'11" East, 303.11 feet; thence following the Riverwest Addition recorded November 21 of 1978 the following courses: North 87°19'14" East, 25.40 feet; North 40°41'02" West, 460.23 feet; North 21°11'29" West, 58.78 feet; North 16°46'55" West, 16.45 feet; North 21°10'25" West, 93.09 feet; North 08°42'36" East, 3.81 feet; North 08°27'08" East, 351.26 feet; North 07°59'39" East, 3.59 feet; North 01°08'46" East, 93.77 feet; North 01°25'24" East, 145.98 feet; North 01°16'21" East, 232.18 feet; North 75°42'38" East, 116.74 feet; North 00°41'47" East, 72.07 feet; South 89°52'16" West, 140.01 feet; South 89°51'44" West, 52.50 feet; North 00°07'14" East, 297.52 feet; North 00°02'45" West, 778.63 feet; North 00°09'29" East, 227.13 feet; North 43°59'57" East, 604.30 feet; North 89°59'55" East, 47.38 feet; thence along the Losee Addition recorded November 13 of 1992 the following courses: North 15°56'46" West, 66.43 feet; North 01°39'11" West, 298.94 feet; South 87°47'13" West, 30.77 feet; South 87°49'20" West, 23.02 feet; North 14°13'28" West, 92.59 feet; North 19°45'16" East, 21.45 feet; North 88°50'40" West, 12.38 feet; North 14°11'44" West, 54.54 feet; North 15°46'08" East, 116.84 feet; North 15°48'20" East, 90.87 feet; North 02°53'36" East, 7.45 feet; North 02°40'18" East, 16.08 feet; South 89°23'18" West, 527.81 feet; North 03°07'47" West, 32.05 feet; North 03°07'08" West, 22.97 feet; North 03°08'09" West, 13.71 feet; North 16°14'36" West, 115.75 feet; South 87°38'34" West, 89.71 feet; North 02°19'38" West, 80.00 feet; North 04°40'24" East, 164.17 feet; North 22°29'13" East, 244.80 feet; North 04°41'22" East, 342.53 feet; South 87°29'22" West, 79.96 feet; North 16°06'17" East, 273.10 feet; North 32°48'38" West, 29.30 feet; South 55°33'40" West, 58.36 feet; South 74°54'53" West, 48.03 feet; North 14°20'59" West, 5.55 feet; North 15°06'40" West, 25.90 feet; North 74°58'07" East, 41.94 feet; along a curve to the left with chord bearing North 60°45'48" East, 55.57 feet; North 46°02'21" East, 102.46 feet; along a curve to the left with chord bearing North 24°20'57" East, 105.51 feet; North 02°52'21" East, 227.04 feet; North 11°33'53" East, 63.60 feet; along a curve to the right with chord bearing North 27°26'46" East, 81.91 feet; North 43°13'19" East, 85.43 feet; North 43°12'49" East, 113.37 feet; along a curve to the left with chord bearing North 29°32'19" East, 38.79 feet; North 15°38'07" East, 135.91 feet; North 07°26'45" East, 79.10 feet; South 87°46'06" West, 61.05 feet; North 20°41'06" East, 130.94 feet; South 69°33'12" East, 23.61 feet; North 17°35'31" East, 33.50 feet; North 20°02'44" East, 79.51 feet; North 61°35'19" East, 201.25 feet; North 82°43'14" East, 80.91 feet; thence along the Provo River Annexation recorded May 22 of 1978 the following courses: North 00°50'33" West, 272.03 feet; North 32°47'50" East, 142.16 feet; North 01°50'48" East, 271.58 feet; North 17°49'06" East, 157.69 feet; North 03°55'51" East, 85.70 feet; North 26°41'09" East, 107.17 feet; North 10°30'03" West, 209.19 feet; North 25°11'26" West, 132.75 feet; North 10°17'06" West, 128.12 feet; North 09°23'10" East, 137.21 feet; North 00°30'28" East, 126.94 feet; North 35°51'51" East, 227.67 feet; North 27°38'34" East, 171.09 feet; North 40°25'46" East, 148.62 feet; North 14°43'58" East, 122.40 feet; North 03°33'35" East, 263.76 feet; North 15°32'28" East, 293.94 feet; North 30°11'56" East, 109.85 feet; North 15°15'01" East, 272.80 feet; North 36°34'57" East, 186.26 feet; North 25°37'12" East, 233.60 feet; North 21°43'29" East, 154.00 feet; North 13°31'04" East, 209.11 feet; North 25°26'47" East, 184.46 feet; North 44°59'33" East, 299.16 feet; North 48°14'58" East, 42.90 feet; North 48°08'05" East, 39.62 feet; North 25°57'07" East, 1278.02 feet; South 25°26'43" East, 630.19 feet; North 89°59'56" East, 413.52 feet; South 00°52'57" East, 632.95 feet; thence along the Hintze – Edgewood Annexation recorded July 3 of 1978 the following courses: East 6.75 feet; North 89°59'56" East, 162.13 feet; North 89°59'56" East, 436.77 feet; North 01°51'06" West, 108.31 feet; North 05°55'06" West, 223.07 feet; North 11°45'39" West, 328.71 feet; North 10°07'13" West, 329.38 feet; North 08°42'01" West, 58.50 feet; North 06°26'17" West, 64.66 feet; North 02°45'44" East, 57.07 feet; North 09°54'10" East, 52.34 feet; North 12°48'23" East, 224.46 feet; North 15°44'29" East, 283.38 feet; North 16°01'08" East, 242.81 feet; North 23°41'28" East, 186.67 feet; North 22°08'53" East, 223.16 feet; North 27°33'01" East, 86.22 feet; North 29°56'17" East, 74.15 feet; North 32°40'50" East, 80.57 feet; North 36°57'13" East, 68.83 feet; North 38°16'47" East, 76.28 feet; North 40°27'11" East, 46.82 feet; North 88°41'36" East, 260.58 feet; North 88°41'25" East, 1316.41 feet; North 01°07'07" West, 1395.46 to the North Quarter Corner of Section 7, Township 6 South, Range 3 East; thence along the Provo Canyon Addition recorded February 8 of 1982 the following courses: North 01°30'11" West, 552.76 feet; North 43°01'42" East, 5.13 feet; North 42°36'51" East, 252.58 feet; North

53°32'31" East, 236.87 feet; North 60°07'54" East, 964.25 feet; North 54°27'30" East, 284.83 feet; North 49°55'06" East, 205.70 feet; North 31°59'36" East, 312.39 feet; North 25°10'05" East, 603.77 feet; North 20°43'19" East, 655.01 feet; North 35°31'59" East, 142.39 feet; North 63°27'36" East, 129.67 feet; North 86°48'21" East, 149.24 feet; South 85°25'27" East, 207.55 feet; North 87°16'57" East, 174.08 feet; North 80°32'02" East, 402.88 feet; North 89°59'56" East, 140.76 feet; South 55°30'08" East, 160.78 feet; South 40°02'22" East, 270.29 feet; South 38°24'38" East, 124.75 feet; South 64°04'51" East, 79.50 feet; South 75°22'26" East, 196.76 feet; North 89°59'56" East, 298.14 feet; South 86°31'52" East, 273.64 feet; North 78°41'12" East, 253.31 feet; North 72°00'54" East, 646.37 feet; North 74°14'30" East, 136.25 feet; South 449.44 feet; North 89°34'13" West, 141.39 feet; South 33°53'28" West, 99.31 feet; South 29°13'42" West, 350.22 feet; along a curve to the right with chord bearing South 52°02'24" West, 157.60 feet; South 74°53'24" West, 110.06 feet; along a curve to the left with chord bearing North 04°06'54" East, 113.23 feet; South 89°34'20" East, 1035.08 feet; South 24°11'23" East, 732.78 feet; South 88°40'30" East, 99.91 feet; South 00°37'23" East, 1286.65 feet; South 89°02'58" East, 1320.62 feet; South 00°04'53" East, 1314.32 feet; South 89°11'19" West, 2625.15 feet; South 87°32'54" West, 2596.01 feet; South 01°24'37" East, 1401.43 feet; North 89°33'29" West, 2634.59 feet; thence again along the said Hintze – Edgewood Annexation the following courses: South 01°06'59" East, 1968.95 feet; South 89°59'56" West, 1069.68 feet; North 11°57'07" West, 35.01 feet; North 58°37'50" West, 30.01 feet; North 73°57'14" West, 72.58 feet; South 75°49'35" West, 253.74 feet; South 7.81 feet; South 89°59'56" West, 469.90 feet; South 05°00'01" West, 658.32 feet; South 10°15'04" West, 354.21 feet; thence along The Arbors Annexation recorded on November 23 of 2005 the following courses: South 50°15'12" East, 93.15 feet; South 00°00'10" East, 22.09 feet; North 83°52'39" East, 158.66 feet; South 03°56'11" East, 85.37 feet; South 85°41'48" West, 113.71 feet; South 02°59'47" West, 3.50 feet; South 10°38'44" West, 86.35 feet; South 03°23'26" East, 30.36 feet; North 86°36'13" East, 2.56 feet; South 02°55'43" East, 53.08 feet; thence along the Fitzgerald Addition recorded July 31 of 1984 the following courses: North 89°33'12" East, 115.86 feet; South 05°49'54" East, 359.24 feet; thence along the Provo Canyon Road Addition recorded June 2 of 1994 the following courses: North 89°20'24" East, 38.13 feet; South 05°49'57" East, 116.86 feet; North 88°48'58" East, 508.76 feet; North 05°30'47" West, 200.37 feet; North 88°49'01" East, 478.75 feet; North 32°14'29" East, 98.65 feet; North 60°02'44" East, 69.98 feet; North 19°43'12" West, 30.01 feet; North 54°45'46" West, 50.05 feet; North 74°40'37" West, 53.92 feet; North 22°24'48" East, 84.92 feet; North 89°14'52" East, 576.96 feet; South 12°12'24" East, 320.43 feet; South 87°43'03" West, 408.22 feet; North 87°25'21" West, 273.66 feet; South 01°14'25" East, 277.13 feet; South 89°16'54" West, 968.88 feet; South 05°52'57" East, 76.84 feet; thence along the Loveless Annexation recorded January 25 of 2005, South 04°12'52" East, 332.36 feet; thence along the Gillespie Family Inc Annexation recorded July 3 of 1979 the following courses: South 05°43'55" East, 101.38 feet; South 89°39'34" East, 20.88 feet; thence along the Don Dean Addition recorded May 9 of 1990 the following courses: South 89°45'20" East, 335.52 feet; South 89°46'03" East, 935.31 feet; thence along the Elliott Addition recorded January 15 of 1985 the following courses: North 00°28'25" West, 136.07 feet; North 00°43'39" East, 88.69 feet; North 89°59'26" East, 328.26 feet; North 313.44 feet; North 89°59'56" East, 349.77 feet; North 259.25 feet; North 89°59'56" East, 969.93 feet; South 267.19 feet; thence along the Heppler Addition recorded March 13 of 1992 the following courses: North 88°32'20" East, 1982.12 feet; South 00°46'22" East, 1260.19 feet; thence along the Sherwood Hills Addition recorded April 3 of 1975 the following courses: North 89°44'25" East, 692.42 feet; South 00°16'43" East, 2824.49 feet; thence along the Bastion Addition recorded August 17 of 1972 the following courses: South 00°37'04" East, 2641.49 feet; South 89°45'14" West, 657.92 feet; thence along the Radmall Annexation recorded March 10 of 1992 the following courses: South 01°25'34" East, 125.54 feet; South 01°17'50" East, 22.07 feet; thence along the Terrace View Addition recorded December 19 of 1961 the following courses: South 33°03'57" East, 155.57 feet; South 02°31'51" West, 430.36 feet; South 04°01'35" West, 461.14 feet; South 35°06'30" East, 12.61 feet; South 13°30'46" West, 256.80 feet; North 87°48'04" West, 317.50 feet; thence along the Thousand Oaks Addition No. 1 recorded February 11 of 1971 the following courses: South 26°58'29" West, 19.57 feet; South 27°12'50" West, 103.88 feet; thence along the Vetterli Addition recorded September 20 of 1979 the following courses: North 89°59'56" East, 287.02 feet; South 03°06'53" East, 112.73 feet; thence along the Richard L. Stone Addition recorded May 25 of 1978 the following courses: North 89°59'57" East, 25.13 feet; South 03°08'13" East, 185.03 feet; thence along the Thousand Oaks Addition No. 2 recorded August 19 of 1975 the following courses: North 89°59'56" East, 234.14 feet; South 04°59'53" East, 198.00 feet; South 32°59'15" East, 239.93 feet; South 12°46'55" East, 442.40 feet; thence along the Green Bench Addition recorded September 22 of 1958 the following courses: North 89°42'08" East, 313.90 feet; South 00°41'19" East, 758.81 feet; thence along the Rolling Knolls Addition recorded April 10 of 1980 the following courses: South 24°27'25" East, 634.98 feet; South 24°28'08" East, 14.49 feet; thence along the Rock Canyon No. 3 Annexation recorded May 28 of 1981 the following courses: North 89°59'56" East, 394.14 feet; South 00°01'40" West, 1305.63 feet; thence along the Joseph K. Allen Addition No. 2 recorded February

26 of 1986, North 89°35'38" East, 689.93 feet; thence again along the Heritage Mountain Ski Area Annexation, North 89°35'39 East, 2689.58 feet to the point of beginning.

SPRINGVILLE CITY, UTAH
BOUNDARY DESCRIPTION

Commencing at the West Quarter Corner of Section 27, Township 7 South, Range 3 East, Salt Lake Base and Meridian; thence along the Limewood Hills Addition recorded October 7 of 1976 the following courses: North 89°35'50" East, 1345.48 feet; South 00°31'16" East, 1331.70 feet; South 89°35'32" West, 756.56 feet; thence along the Theron S. Hall Addition recorded July 7 of 1958 the following courses: South 34°49'32" East, 38.53 feet; South 34°53'02" East, 1576.56 feet; thence along the Corporate Limits Restriction recorded June 22 of 1900 the following courses: North 89°35'46" East, 1190.34 feet; South 89°06'22" East, 1245.09 feet; South 01°03'38" West, 1649.13 feet; thence along the Spring Oaks Addition recorded July 16 of 1973 the following courses: South 88°05'09" East, 697.68 feet; South 36°55'17" East, 69.50 feet; South 01°43'47" East, 642.43 feet; South 01°43'47" East, 284.89 feet; South 88°51'06" East, 302.30 feet; South 88°51'06" East, 317.99 feet; North 89°35'03" East, 1319.60 feet; South 00°25'14" East, 1309.13 feet; thence along the Cherrington Heights Annexation recorded December 8 of 2006 the following courses: North 89°52'40" East, 325.99 feet; South 24°09'46" East, 294.27 feet; South 31°33'40" East, 221.69 feet; South 26°45'06" East, 268.25 feet; South 15°08'19" East, 99.22 feet; South 18°27'09" West, 139.16 feet; South 21°04'37" West, 138.58 feet; South 17°05'40" East, 292.97 feet; thence along the Canyon View Annexation recorded January 15 of 1980 the following courses: South 89°47'01" East, 672.46 feet; South 00°46'36" East, 1363.91 feet; North 89°27'54" East, 770.70 feet; North 89°59'58" East, 195.64 feet; South 88°51'08" East, 140.29 feet; thence along the East Bench Addition recorded December 17 of 1985 the following courses: East 162.89 feet; North 738.77 feet; North 89°59'49" East, 1423.08 feet; South 1977.93 feet; East 3962.34 feet; South 1284.66 feet; South 00°00'07" West, 34.94 feet; West 2707.52 feet; North 28°46'44" West, 30.38 feet; North 28°57'50" West, 48.79 feet; West 2.89 feet; thence along the Boundary Adjustment Ordinance recorded March 31 of 1999 the following courses: North 00°00'10" East, 14.96 feet; South 74°27'14" West, 55.81 feet; thence again along the East Bench Addition, South 89°59'57" West, 74.26 feet; thence along the Bartholomew Annexation recorded February 12 of 2007 the following courses: South 22°50'59" East, 18.37 feet; South 74°27'12" West, 113.38 feet; thence along the Boundary Adjustment Ordinance recorded April 1 of 1999 the following courses: North 88°57'54" East, 6.68 feet; South 74°27'12" West, 181.42 feet; South 83°41'37" West, 62.71 feet; South 88°29'36" West, 281.64 feet; South 82°34'09" West, 161.24 feet; thence along the Bradford Addition recorded April 23 of 2002 the following courses: South 45°46'12" East, 1.94 feet; South 82°12'20" West, 455.57 feet; North 89°53'11" West, 5.64 feet; South 00°53'56" East, 428.97 feet; North 75°23'30" West, 70.09 feet; North 78°47'52" West, 50.45 feet; North 88°21'03" West, 73.13 feet; South 77°49'04" West, 46.44 feet; South 62°13'46" West, 36.53 feet; South 68°45'32" West, 30.60 feet; South 82°15'43" West, 46.39 feet; North 83°02'15" West, 45.17 feet; North 88°25'56" West, 43.11 feet; North 87°48'34" West, 41.42 feet; South 74°20'55" West, 44.59 feet; South 67°44'59" West, 44.33 feet; North 00°42'53" West, 81.83 feet; North 38°03'08" West, 32.37 feet; South 55°55'48" West, 120.07 feet; South 79°36'03" West, 64.62 feet; North 55°41'37" West, 70.78 feet; North 24°00'27" West, 59.43 feet; thence again along the said Boundary Adjustment Ordinance the following courses: North 27°28'10" West, 75.94 feet; North 48°17'44" West, 89.93 feet; thence again along the said Bradford Addition, North 65°55'44" West, 83.43 feet; thence along the D. Witney Addition recorded April 26 of 1994 the following courses: North 70°48'12" West, 145.60 feet; South 55°48'12" West, 129.22 feet; South 69°14'20" West, 126.60 feet; North 63°07'08" West, 171.54 feet; South 85°34'23" West, 67.21 feet; North 89°13'30" West, 69.26 feet; South 82°03'25" West, 10.86 feet; thence again along the said Boundary Adjustment Ordinance the following courses: South 68°43'05" West, 77.09 feet; South 61°16'58" West, 202.58 feet; South 38°06'12" West, 53.39 feet; South 74°41'56" West, 176.66 feet; South 87°55'04" West, 120.91 feet; South 65°20'07" West, 188.80 feet; South 73°17'23" West, 110.06 feet; North 55°00'52" West, 92.11 feet; North 33°32'24" West, 68.07 feet; North 77°24'06" West, 145.59 feet; North 78°13'55" West, 88.20 feet; North 58°21'39" West, 79.63 feet; North 58°42'11" West, 57.66 feet; South 81°09'53" West, 106.53 feet; South 83°23'03" West, 91.33 feet; North 61°18'10" West, 75.98 feet; North 83°44'35" West, 58.58 feet; South 75°18'41" West, 36.38 feet; North 88°07'16" West, 29.79 feet; South 81°16'04" West, 29.71 feet; South 85°05'07" West, 74.06 feet; North 81°16'15" West, 96.20 feet; North 88°31'55" West, 91.53 feet; South 75°52'16" West, 87.56 feet; South 74°25'55" West, 110.01 feet; South 74°25'54" West, 61.51 feet; thence along the Boundary Adjustment recorded May 8 of 1997 the following courses: South 52°43'08" West, 50.79 feet; South 68°32'11" West, 169.11 feet; North 48°28'44" West, 50.25 feet; North 60°39'42" West, 85.47 feet; North 46°35'08" West, 49.56 feet; North 62°47'16" West, 59.32 feet; North 89°10'20" West, 73.51 feet; North 88°43'50" West, 31.01 feet; North 88°54'38" West, 236.56

feet; North 77°21'40" West, 21.14 feet; North 4.12 feet; North 77°17'11" West, 102.52 feet; North 38°07'45" West, 75.72 feet; South 01°10'50" West, 18.19 feet; North 68°30'29" West, 157.46 feet; South 82°20'18" West, 31.41 feet; North 68°54'23" West, 45.15 feet; thence again along the Boundary Adjustment Ordinance of 1999 the following courses: North 68°57'08" West, 138.85 feet; North 01°12'46" West, 148.59 feet; thence along the Brookwood South Addition recorded July 5 of 2005 the following courses: North 15°51'07" West, 72.14 feet; along a curve to the left with chord bearing North 34°44'55" West, 97.13 feet; North 54°06'23" West, 2.57 feet; along a curve to the right with chord bearing North 42°29'08" West, 42.04 feet; North 30°20'53" West, 32.75 feet; along a curve to the left with chord bearing North 46°24'10" West, 55.30 feet; North 62°27'27" West, 25.82 feet; North 63°18'55" West, 47.79 feet; thence along the Brookwood Addition recorded May 25 of 1995 the following courses: South 89°45'20" West, 23.57 feet; North 61°11'09" West, 2.85 feet; North 60°16'12" West, 98.18 feet; North 48°58'55" West, 112.66 feet; along a curve to the right with chord bearing North 41°20'30" West, 26.31 feet; North 33°51'20" West, 60.36 feet; along a curve to the left with chord bearing North 49°02'39" West, 26.32 feet; North 64°27'35" West, 31.31 feet; along a curve to the left with chord bearing North 81°34'10" West, 28.56 feet; South 80°49'07" West, 83.83 feet; thence along the Winget Annexation recorded March 6 of 1989 the following courses: South 60°07'36" East, 113.31 feet; South 14°09'34" West, 164.05 feet; South 14°07'33" West, 38.93 feet; North 59°59'16" West, 52.98 feet; North 11.00 feet; North 00°00'04" East, 58.82 feet; South 89°59'57" West, 165.01 feet; South 00°57'43" West, 59.57 feet; South 89°45'21" West, 102.88 feet; thence along the Stewart Addition recorded October 4 of 1977, South 89°44'30" West, 250.02 feet; thence along the Creek Addition recorded June 15 of 1976 the following courses: South 89°44'31" West, 660.33 feet; South 89°44'31" West, 92.03 feet; thence along the Boundary Adjustment Ordinance recorded July 18 of 2003 the following courses: North 03°10'41" West, 10.83 feet; North 00°52'12" West, 7.41 feet; South 89°36'10" West, 30.89 feet; West 49.09 feet; North 00°51'44" West, 11.91 feet; South 89°59'58" West, 100.03 feet; along a curve to the left with chord bearing South 06°01'42" East, 12.89 feet; South 0.76 feet; South 11°17'40" East, 2.45 feet; along a curve to the left with chord bearing South 11°37'17" East, 14.87 feet; thence again along the said Creek Addition, South 89°44'32" West, 53.25 feet; thence along the Clyde Park Boundary Adjustment recorded January 2 of 2007 the following courses: South 00°35'47" West, 224.76 feet; West 250.88 feet; North 00°56'52" West, 223.17 feet; thence again along the said Creek Addition the following courses: South 89°44'02" West, 212.62 feet; South 89°46'20" West, 110.63 feet; thence along the Del Nene East Annexation recorded March 6 of 1979 the following courses: South 67°04'43" West, 27.28 feet; South 70°57'09" West, 158.96 feet; South 85°52'36" West, 26.95 feet; South 88°36'49" West, 186.06 feet; South 85°15'10" West, 67.99 feet; South 83°59'22" West, 161.77 feet; North 86°26'18" West, 1.00 feet; thence along the Seal Addition recorded March 20 of 1979, North 89°56'38" West, 441.15 feet; thence along the Kennedy Addition recorded March 20 of 1979 the following courses: South 4.44 feet; South 30°21'50" West, 109.31 feet; North 89°15'07" West, 267.91 feet; North 83°24'09" West, 129.99 feet; North 09°14'41" West, 119.05 feet; North 00°45'35" East, 47.25 feet; thence again along the Creek Addition, South 89°42'51" West, 188.26 feet; thence along the Seventh East & Tenth South Addition recorded May 19 of 1952 the following courses: South 89°59'58" West, 630.78 feet; South 00°00'03" West, 148.44 feet; North 88°45'37" West, 190.56 feet; thence along the Sumsion Addition recorded May 3 of 1977 the following courses: South 00°11'44" West, 110.13 feet; South 00°13'50" West, 653.89 feet; thence along the Woodward Addition recorded February 1 of 1983 the following courses: South 00°26'06" East, 197.32 feet; West 172.26 feet; thence along the Springville – Mapleton Boundary Adjustment recorded November 12 of 1996 the following courses: South 00°15'20" East, 475.45 feet; South 89°42'15" West, 109.13 feet; thence again along the Sumsion Addition, South 89°38'50" West, 386.28 feet; thence again along the Corporate Limits Restriction, South 89°38'30" West, 440.53 feet; thence along the Quail Hollow Addition recorded February 7 of 1978, South 02°01'21" West, 177.18 feet; thence along the Evergreen Cemetery Annexation recorded February 5 of 1980 the following courses: South 23°46'38" East, 168.97 feet; South 30°45'51" East, 282.51 feet; South 44°39'04" East, 123.09 feet; South 32°59'44" East, 557.34 feet; South 32°58'33" East, 247.35 feet; North 87°51'52" West, 28.52 feet; South 00°19'36" East, 678.09 feet; South 89°48'21" West, 628.66 feet; South 88°55'16" West, 59.76 feet; thence along the Hidden Ridge Annexation recorded February 4 of 1998 the following courses: South 01°10'02" East, 650.15 feet; South 88°42'22" West, 16.63 feet; South 88°45'55" West, 351.10 feet; South 89°35'42" West, 557.92 feet; South 00°31'34" East, 1318.96 feet; South 89°31'04" West, 404.21 feet; thence along the Fern Hanson Annexation recorded October 21 of 2003 the following courses: South 00°19'17" East, 304.51 feet; South 89°37'54" West, 309.27 feet; thence again along the Hidden Ridge Annexation the following courses: South 00°21'39" East, 409.44 feet; South 89°57'30" West, 697.79 feet; North 00°37'49" West, 658.37 feet; South 89°44'21" West, 288.64 feet; North 31°00'57" East, 834.08 feet; North 31°11'28" East, 681.17 feet; North 30°57'43" East, 637.11 feet; North 30°38'32" East, 283.54 feet; South 62°45'13" East, 51.74 feet; North 29°55'33" East, 281.40 feet; North 30°13'45" East, 125.15 feet; North 61°23'03" West, 43.72 feet; North 31°51'10" East, 142.60 feet; thence again along the said Evergreen Cemetery Annexation, North 31°15'05" East, 917.82 feet; thence again along the said Quail Hollow

Addition the following courses: North 27°55'08" East, 138.57 feet; North 27°06'54" East, 110.80 feet; North 24°35'30" East, 113.55 feet; North 22°52'24" East, 134.11 feet; North 19°40'26" East, 203.11 feet; North 16°05'41" East, 86.58 feet; thence again along the said Corporate Limits Restriction the following courses: South 89°38'25" West, 658.05 feet; South 89°38'57" West, 398.91 feet; thence along the Venice P. Beals Annexation recorded April 1 of 1975, South 29°04'52" West, 287.29 feet; thence along the Miner and Bird Addition recorded May 4 of 1976, South 29°04'07" West, 376.42 feet; thence along the South Springville Annexation recorded January 23 of 1990 the following courses: South 29°26'03" West, 5479.91 feet; South 89°31'47" West, 1851.79 feet; South 89°31'08" West, 1326.49 feet; North 00°04'23" West, 2136.73 feet; North 55°11'48" East, 371.77 feet; North 33°13'08" West, 16.88 feet; North 54°49'27" East, 533.90 feet; South 89°33'35" West, 733.06 feet; North 00°07'19" West, 642.26 feet; South 45°38'03" West, 460.07 feet; South 74°52'55" West, 1043.68 feet; North 00°19'15" West, 89.07 feet; North 24°11'56" East, 683.45 feet; North 05°59'57" East, 283.50 feet; North 22°39'31" East, 256.36 feet; North 82°39'48" West, 415.45 feet; North 00°23'27" West, 219.51 feet; North 45°00'23" East, 477.98 feet; North 55°00'17" West, 145.97 feet; North 00°18'20" West, 514.58 feet; thence along the Mecham Annexation recorded December 22 of 1999, West 943.93 feet; thence along the West Fields Addition recorded June 4 of 2003, North 83°49'39" West, 58.23 feet; thence along the Freeway Annexation recorded December 31 of 1987 the following courses: West 1117.06 feet; North 44°34'56" West, 187.70 feet; North 89°10'54" West, 603.34 feet; along a curve to the right with chord bearing North 44°22'30" West, 105.28 feet; North 00°25'00" East, 1222.93 feet; thence along the Brown Brothers Annexation recorded July 11 of 1988 the following courses: North 89°54'33" West, 235.51 feet; South 89°59'58" West, 728.41 feet; North 00°44'59" East, 640.63 feet; thence along the Crandall Annexation recorded February 18 of 1999 the following courses: North 00°18'28" East, 816.46 feet; North 00°18'58" East, 522.18 feet; thence along the Crandall West Annexation recorded November 2 of 2000 the following courses: North 88°26'57" West, 652.70 feet; North 00°18'48" East, 2.25 feet; North 88°15'01" West, 12.85 feet; North 01°03'57" West, 205.68 feet; North 00°09'57" West, 148.73 feet; South 88°42'03" East, 9.66 feet; North 00°26'03" East, 378.46 feet; North 89°06'03" West, 295.64 feet; North 88°42'02" West, 540.00 feet; North 89°42'01" West, 185.59 feet; South 88°31'58" West, 1521.28 feet; North 46°51'25" West, 11.84 feet; North 46°51'12" West, 49.55 feet; North 46°51'12" West, 117.46 feet; North 59°50'48" West, 68.74 feet; North 59°50'44" West, 89.76 feet; North 59°50'47" West, 84.50 feet; North 59°50'40" West, 17.52 feet; North 41°35'21" West, 30.86 feet; North 41°35'18" West, 159.77 feet; North 00°00'03" East, 618.88 feet; South 88°44'33" West, 464.88 feet; South 88°15'35" West, 665.62 feet; South 89°59'58" West, 663.69 feet; North 7.59 feet; North 00°00'03" East, 931.79 feet; North 00°16'41" West, 2070.20 feet; West 24.75 feet; North 00°15'57" West, 1029.31 feet; North 00°00'03" East, 1349.31 feet; North 00°40'02" East, 2128.05 feet; South 74°49'50" West, 1391.77 feet; North 00°02'47" East, 898.41 feet; North 89°14'17" East, 4594.25 feet; South 00°55'03" West, 46.19 feet; North 89°59'57" East, 709.03 feet; thence again along the Freeway Annexation the following courses: North 00°00'03" East, 2739.51 feet; North 89°59'57" East, 759.04 feet; South 89°59'42" East, 1847.10 feet; North 87°12'35" East, 525.28 feet; North 19°42'52" East, 85.98 feet; North 40°40'58" West, 849.32 feet; North 00°00'03" East, 999.58 feet; North 89°59'57" East, 557.03 feet; North 00°00'03" East, 364.57 feet; North 89°59'57" East, 1676.58 feet; thence along the City Pasture Addition recorded December 18 of 1967 the following courses: South 85°25'51" East, 43.14 feet; South 85°28'14" East, 331.55 feet; South 89°47'01" East, 2669.16 feet; South 88°47'07" East, 627.67 feet; thence along the Springville Industrial Park Annexation recorded February 7 of 1984 the following courses: North 15°18'52" West, 21.77 feet; South 88°47'09" East, 129.66; South 22°01'59" East, 2223.55 feet; South 22°01'19" East, 730.43 feet; thence along the Springville North Island Annexation recorded October 1 of 1985 the following courses: North 82°37'25" East, 14.12 feet; South 63°45'50" East, 78.46 feet; South 78°13'10" East, 394.58 feet; South 80°02'43" East, 775.47 feet; South 88°47'53" East, 494.26 feet; South 00°19'27" East, 22.13 feet; thence along the Bryce L. Thorn Annexation recorded June 19 of 1984 the following courses: South 88°48'16" East, 149.66 feet; North 00°20'29" West, 460.40 feet; South 89°50'10" East, 826.55 feet; South 89°48'48" East, 76.38 feet; thence along the North Addition Annexation recorded November 29 of 1995 the following courses: North 33.63 feet; North 12°36'12" West, 1883.03 feet; East 1146.69 feet; South 162.75 feet; South 701.01 feet; thence along the Strong Company Addition recorded March 28 of 1996 the following courses: South 00°15'42" West, 164.57 feet; South 286.38 feet; thence again along the North Addition Annexation the following courses: South 35°14'18" East, 878.10 feet; South 21°12'09" East, 695.06 feet; South 21°35'29" East, 804.39 feet; South 00°36'14" West, 558.23 feet; North 89°41'24" East, 1597.61 feet to the point of beginning.

MAPLETON CITY, UTAH
BOUNDARY DESCRIPTION

COMMENCING AT THE NORTHEAST CORNER OF SECTION 26, TOWNSHIP 8 SOUTH, RANGE 3 EAST, SALT LAKE BASE AND MERIDIAN;

THENCE SOUTH 00°30'32" WEST, 2697.30 FEET;
THENCE SOUTH 00°29'27" WEST, 1350.23 FEET;
THENCE SOUTH 89°11'00" WEST, 1274.96 FEET;
THENCE SOUTH 00°29'23" WEST, 1348.93 FEET;
THENCE SOUTH 00°19'55" EAST, 1380.68 FEET;
THENCE SOUTH 89°45'20" WEST, 1147.87 FEET;
THENCE NORTH 01°48'04" WEST, 20.95 FEET;
THENCE SOUTH 89°53'53" WEST, 1319.96 FEET;
THENCE NORTH 00°45'12" WEST, 2667.54 FEET;
THENCE NORTH 00°50'44" WEST, 982.25 FEET;
THENCE NORTH 88°36'07" WEST, 1237.39 FEET;
THENCE SOUTH 01°29'25" WEST, 903.89 FEET;
THENCE SOUTH 01°23'53" WEST, 110.39 FEET;
THENCE SOUTH 89°53'53" WEST, 2703.21 FEET;
THENCE SOUTH 00°11'26" EAST, 1323.08 FEET;
THENCE SOUTH 00°35'06" WEST, 118.90 FEET;
THENCE NORTH 87°33'29" WEST, 370.19 FEET;
THENCE NORTH 05°33'07" WEST, 886.31 FEET;
THENCE SOUTH 89°59'31" WEST, 164.54 FEET;
THENCE NORTH 02°45'19" WEST, 362.84 FEET;
THENCE NORTH 06°44'18" WEST, 724.03 FEET;
THENCE NORTH 14°43'18" WEST, 798.37 FEET;
THENCE NORTH 89°25'02" EAST, 62.07 FEET;
THENCE NORTH 18°22'31" WEST, 23.62 FEET;
THENCE NORTH 19°47'26" WEST, 75.88 FEET;
THENCE NORTH 19°01'54" WEST, 75.88 FEET;
THENCE NORTH 20°19'48" WEST, 0.87 FEET;
THENCE NORTH 87°55'08" EAST, 664.83 FEET;
THENCE NORTH 00°00'34" WEST, 1079.86 FEET;
THENCE NORTH 89°29'50" EAST, 245.69 FEET;
THENCE NORTH 00°10'55" WEST, 84.86 FEET;
THENCE NORTH 89°21'33" EAST, 2654.89 FEET;
THENCE NORTH 00°03'09" WEST, 1350.35 FEET;
THENCE SOUTH 89°18'00" WEST, 2654.69 FEET;
THENCE NORTH 00°16'58" WEST, 1340.14 FEET;
THENCE SOUTH 89°18'28" WEST, 1340.95 FEET;
THENCE SOUTH 00°07'03" EAST, 666.84 FEET;
THENCE SOUTH 89°26'51" WEST, 1342.91 FEET;
THENCE NORTH 12°49'27" WEST, 70.98 FEET;
THENCE NORTH 26°58'03" WEST, 665.07 FEET;
THENCE SOUTH 89°39'16" WEST, 20.76 FEET;
THENCE NORTH 28°07'34" WEST, 693.89 FEET;
THENCE NORTH 00°00'04" EAST, 84.78 FEET;
THENCE NORTH 28°20'17" WEST, 3794.12 FEET;
THENCE SOUTH 89°57'30" EAST, 2470.13 FEET;
THENCE NORTH 00°17'19" WEST, 915.99 FEET;
THENCE SOUTH 88°34'42" WEST, 1449.33 FEET;
THENCE NORTH 00°36'54" WEST, 628.54 FEET;

THENCE SOUTH 87°06'03" WEST, 15.13 FEET;
THENCE NORTH, 22.06 FEET;
THENCE SOUTH 87°44'59" WEST, 1726.67 FEET;
THENCE NORTH 28°00'01" WEST, 504.90 FEET;
THENCE NORTH 24°00'11" WEST, 352.40 FEET;
THENCE NORTH 41°45'04" EAST, 198.01 FEET;
THENCE NORTH 88°44'59" EAST, 52.63 FEET;
THENCE NORTH 66°39'01" EAST, 219.02 FEET;
THENCE NORTH 46°53'06" EAST, 40.10 FEET;
THENCE NORTH 46°49'13" EAST, 658.33 FEET;
THENCE NORTH 46°49'11" EAST, 52.71 FEET;
THENCE NORTH 46°51'07" EAST, 678.63 FEET;
THENCE NORTH 87°37'49" EAST, 72.23 FEET;
THENCE NORTH 32°03'08" EAST, 66.30 FEET;
THENCE NORTH 13°33'51" WEST, 16.53 FEET;
THENCE NORTH 46°42'41" EAST, 431.02 FEET;
THENCE SOUTH 83°21'56" WEST, 957.88 FEET;
THENCE NORTH 00°03'26" WEST, 248.27 FEET;
THENCE NORTH 00°02'06" WEST, 200.69 FEET;
THENCE NORTH 00°00'03" EAST, 26.88 FEET;
THENCE NORTH 00°03'28" WEST, 1101.67 FEET;
THENCE NORTH 00°31'50" WEST, 1348.43 FEET;
THENCE NORTH 00°31'34" WEST, 1319.36 FEET;
THENCE NORTH 00°50'28" WEST, 8.50 FEET;
THENCE NORTH 89°46'30" EAST, 1293.25 FEET;
THENCE NORTH 01°09'19" WEST, 6.19 FEET;
THENCE NORTH 00°28'23" WEST, 650.12 FEET;
THENCE NORTH 88°46'24" EAST, 8.76 FEET;
THENCE NORTH 88°55'13" EAST, 59.78 FEET;
THENCE NORTH 89°48'21" EAST, 628.85 FEET;
THENCE NORTH 00°19'36" WEST, 678.29 FEET;
THENCE SOUTH 87°51'55" EAST, 28.53 FEET;
THENCE NORTH 32°58'33" WEST, 247.43 FEET;
THENCE NORTH 32°59'44" WEST, 557.50 FEET;
THENCE NORTH 44°39'04" WEST, 123.12 FEET;
THENCE NORTH 30°45'51" WEST, 282.59 FEET;
THENCE NORTH 23°46'39" WEST, 169.02 FEET;
THENCE NORTH 03°57'03" EAST, 1.82 FEET;
THENCE NORTH 00°31'31" WEST, 177.06 FEET;
THENCE NORTH 89°32'41" EAST, 7.88 FEET;
THENCE NORTH 89°38'30" EAST, 440.66 FEET;
THENCE NORTH 88°14'53" EAST, 6.13 FEET;
THENCE NORTH 89°38'50" EAST, 386.39 FEET;
THENCE NORTH 89°42'15" EAST, 109.17 FEET;
THENCE NORTH 00°15'20" WEST, 475.60 FEET;
THENCE EAST, 172.31 FEET;
THENCE NORTH 00°26'06" WEST, 197.38 FEET;
THENCE SOUTH 88°32'41" EAST, 14.76 FEET;
THENCE NORTH 00°13'50" EAST, 654.09 FEET;
THENCE NORTH 89°36'14" EAST, 208.33 FEET;
THENCE NORTH 00°45'06" WEST, 247.54 FEET;
THENCE NORTH 89°43'33" EAST, 628.35 FEET;
THENCE NORTH 89°42'51" EAST, 188.32 FEET;
THENCE SOUTH 00°45'33" WEST, 47.27 FEET;

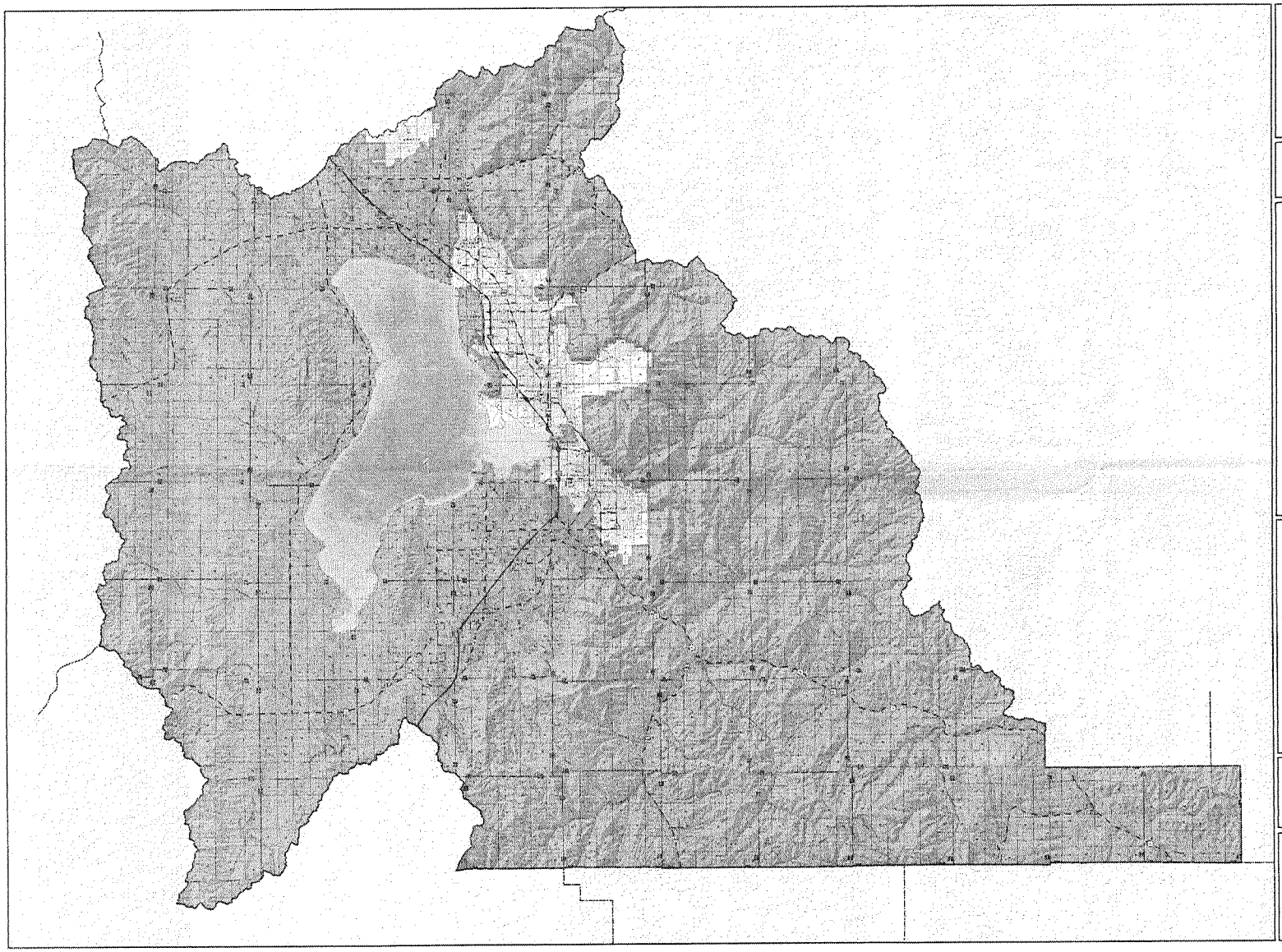
THENCE SOUTH 09°14'40" EAST, 119.09 FEET;
THENCE SOUTH 83°24'08" EAST, 130.03 FEET;
THENCE SOUTH 89°15'07" EAST, 267.99 FEET;
THENCE NORTH 30°21'51" EAST, 109.34 FEET;
THENCE NORTH, 4.44 FEET;
THENCE SOUTH 89°56'38" EAST, 442.28 FEET;
THENCE NORTH 00°48'40" EAST, 88.41 FEET;
THENCE NORTH 89°41'56" EAST, 536.57 FEET;
THENCE NORTH 89°46'20" EAST, 110.67 FEET;
THENCE SOUTH 00°56'52" EAST, 223.24 FEET;
THENCE EAST, 350.99 FEET;
THENCE NORTH 00°35'47" EAST, 224.82 FEET;
THENCE NORTH 89°44'32" EAST, 53.27 FEET;
THENCE 31.14 FEET ALONG THE ARC OF A 175.00 FOOT RADIUS CURVE TO THE RIGHT (CHORD BEARS NORTH 09°00'39" WEST, 31.10 FEET);
THENCE NORTH 89°48'35" EAST, 100.56 FEET;
THENCE SOUTH 00°51'38" EAST, 12.25 FEET;
THENCE NORTH 89°36'14" EAST, 49.11 FEET;
THENCE NORTH 89°36'15" EAST, 30.90 FEET;
THENCE SOUTH 00°51'51" EAST, 7.41 FEET;
THENCE SOUTH 03°10'41" EAST, 10.83 FEET;
THENCE NORTH 89°44'31" EAST, 92.06 FEET;
THENCE NORTH 89°44'31" EAST, 660.53 FEET;
THENCE NORTH 89°44'30" EAST, 250.09 FEET;
THENCE NORTH 89°45'21" EAST, 102.91 FEET;
THENCE NORTH 89°44'25" EAST, 166.06 FEET;
THENCE NORTH 89°44'26" EAST, 55.40 FEET;
THENCE NORTH 89°44'38" EAST, 322.37 FEET;
THENCE NORTH 89°40'11" EAST, 23.28 FEET;
THENCE SOUTH 63°18'55" EAST, 51.96 FEET;
THENCE SOUTH 62°27'25" EAST, 25.83 FEET;
THENCE 56.04 FEET ALONG THE ARC OF A 100.00 FOOT RADIUS CURVE TO THE RIGHT (CHORD BEARS SOUTH 46°24'10" EAST, 55.31 FEET);
THENCE SOUTH 30°20'54" EAST, 32.76 FEET;
THENCE 42.37 FEET ALONG THE ARC OF A 100.00 FOOT RADIUS CURVE TO THE LEFT (CHORD BEARS SOUTH 42°29'09" EAST, 42.05 FEET);
THENCE 101.50 FEET ALONG THE ARC OF A 150.00 FOOT RADIUS CURVE TO THE RIGHT (CHORD BEARS SOUTH 35°14'16" EAST, 99.58 FEET);
THENCE SOUTH 15°51'07" WEST, 72.16 FEET;
THENCE NORTH 75°20'00" EAST, 119.30 FEET;
THENCE EAST, 71.39 FEET;
THENCE SOUTH 01°12'46" EAST, 148.64 FEET;
THENCE SOUTH 68°57'08" EAST, 138.89 FEET;
THENCE SOUTH 68°54'25" EAST, 45.17 FEET;
THENCE NORTH 82°20'16" EAST, 31.42 FEET;
THENCE SOUTH 68°30'29" EAST, 157.50 FEET;
THENCE NORTH 01°10'54" EAST, 18.20 FEET;
THENCE SOUTH 38°07'44" EAST, 75.74 FEET;
THENCE SOUTH 77°17'11" EAST, 102.55 FEET;
THENCE SOUTH, 4.13 FEET;
THENCE SOUTH 77°21'40" EAST, 21.15 FEET;
THENCE SOUTH 88°54'38" EAST, 236.63 FEET;
THENCE SOUTH 88°43'50" EAST, 31.02 FEET;
THENCE SOUTH 89°10'20" EAST, 73.54 FEET;

THENCE SOUTH 62°47'16" EAST, 59.34 FEET;
THENCE SOUTH 46°35'08" EAST, 49.58 FEET;
THENCE SOUTH 60°39'43" EAST, 85.49 FEET;
THENCE SOUTH 48°28'46" EAST, 50.27 FEET;
THENCE NORTH 68°32'12" EAST, 169.16 FEET;
THENCE NORTH 82°43'08" EAST, 50.80 FEET;
THENCE NORTH 74°25'54" EAST, 61.45 FEET;
THENCE NORTH 69°08'45" EAST, 14.96 FEET;
THENCE NORTH 69°59'10" EAST, 164.01 FEET;
THENCE SOUTH 84°07'43" EAST, 92.12 FEET;
THENCE SOUTH 88°07'51" EAST, 221.15 FEET;
THENCE NORTH 81°15'52" EAST, 59.10 FEET;
THENCE SOUTH 83°43'11" EAST, 6.62 FEET;
THENCE SOUTH 83°44'38" EAST, 58.59 FEET;
THENCE SOUTH 65°18'10" EAST, 76.00 FEET;
THENCE NORTH 83°23'03" EAST, 91.35 FEET;
THENCE NORTH 81°09'55" EAST, 106.57 FEET;
THENCE SOUTH 58°42'10" EAST, 57.67 FEET;
THENCE SOUTH 58°21'41" EAST, 79.66 FEET;
THENCE SOUTH 78°13'54" EAST, 88.22 FEET;
THENCE SOUTH 77°24'06" EAST, 145.63 FEET;
THENCE SOUTH 33°32'23" EAST, 68.09 FEET;
THENCE SOUTH 55°00'53" EAST, 92.14 FEET;
THENCE NORTH 73°17'23" EAST, 110.10 FEET;
THENCE NORTH 65°20'08" EAST, 188.86 FEET;
THENCE NORTH 87°55'04" EAST, 120.95 FEET;
THENCE NORTH 74°41'56" EAST, 176.72 FEET;
THENCE NORTH 38°06'12" EAST, 53.41 FEET;
THENCE NORTH 61°16'57" EAST, 202.64 FEET;
THENCE NORTH 68°43'07" EAST, 77.11 FEET;
THENCE NORTH 82°03'24" EAST, 10.86 FEET;
THENCE SOUTH 89°13'29" EAST, 69.28 FEET;
THENCE NORTH 85°34'20" EAST, 67.23 FEET;
THENCE SOUTH 63°07'07" EAST, 171.59 FEET;
THENCE NORTH 69°14'20" EAST, 126.64 FEET;
THENCE NORTH 55°48'12" EAST, 129.26 FEET;
THENCE SOUTH 70°48'12" EAST, 145.64 FEET;
THENCE SOUTH 65°55'44" EAST, 83.51 FEET;
THENCE SOUTH 48°17'43" EAST, 89.95 FEET;
THENCE SOUTH 27°28'10" EAST, 75.96 FEET;
THENCE SOUTH 24°00'26" EAST, 59.45 FEET;
THENCE SOUTH 55°41'38" EAST, 70.80 FEET;
THENCE NORTH 79°36'05" EAST, 64.64 FEET;
THENCE NORTH 55°55'49" EAST, 120.11 FEET;
THENCE SOUTH 38°03'10" EAST, 32.38 FEET;
THENCE SOUTH 00°42'54" EAST, 81.85 FEET;
THENCE NORTH 67°44'57" EAST, 44.34 FEET;
THENCE NORTH 74°20'56" EAST, 44.60 FEET;
THENCE SOUTH 87°48'36" EAST, 41.43 FEET;
THENCE SOUTH 88°25'53" EAST, 43.12 FEET;
THENCE SOUTH 83°02'17" EAST, 45.18 FEET;
THENCE NORTH 82°15'43" EAST, 46.40 FEET;
THENCE NORTH 68°45'33" EAST, 30.61 FEET;
THENCE NORTH 62°13'49" EAST, 36.54 FEET;

THENCE NORTH 77°49'02" EAST, 46.45 FEET;
THENCE SOUTH 88°21'03" EAST, 73.15 FEET;
THENCE SOUTH 78°47'53" EAST, 50.46 FEET;
THENCE SOUTH 75°23'30" EAST, 70.12 FEET;
THENCE NORTH 00°53'56" WEST, 429.10 FEET;
THENCE SOUTH 89°53'11" EAST, 5.64 FEET;
THENCE NORTH 82°12'20" EAST, 455.71 FEET;
THENCE NORTH 45°46'12" WEST, 1.94 FEET;
THENCE NORTH 82°34'09" EAST, 161.29 FEET;
THENCE NORTH 88°29'36" EAST, 281.72 FEET;
THENCE NORTH 83°41'34" EAST, 62.73 FEET;
THENCE NORTH 74°27'12" EAST, 357.64 FEET;
THENCE NORTH 74°27'10" EAST, 55.82 FEET;
THENCE SOUTH 00°00'05" WEST, 14.96 FEET;
THENCE SOUTH 00°00'02" WEST, 43.18 FEET;
THENCE NORTH 88°58'01" EAST, 26.50 FEET;
THENCE NORTH 88°57'57" EAST, 1369.08 FEET;
THENCE SOUTH 89°18'27" EAST, 1354.20 FEET;
THENCE SOUTH 89°18'31" EAST, 1154.24 FEET;
THENCE SOUTH 00°11'20" EAST, 1246.73 FEET;
THENCE SOUTH 00°11'25" EAST, 2589.80 FEET;
THENCE SOUTH 00°10'05" EAST, 2591.67 FEET;
THENCE SOUTH 00°29'49" WEST, 2727.68 FEET;
THENCE SOUTH 00°29'40" WEST, 2727.62 FEET;
THENCE SOUTH 00°29'50" WEST, 2727.68 FEET;
THENCE SOUTH 00°29'40" WEST, 2727.68 FEET;
THENCE NORTH 89°27'00" WEST, 2552.15 FEET;
THENCE NORTH 89°27'00" WEST, 2552.02 FEET;
THENCE SOUTH 88°50'59" WEST, 5.44 FEET TO THE POINT OF BEGINNING.

AREA = 7190.87 ACRES

# EXHIBIT “B”



# Utah Valley Dispatch Special Service District

1:159,737 1 inch = 13,311.42 feet

## Legend

Utah County Dispatch SSD

**State Roads**

I-15

US HWY/State Route

Other Fdn. Route

**Local Roads**

Paved

Gravel Roads

Dirt Roads

**Public Survey Lines**

Township Lines

Section Lines

National Forest Boundary

Incorporated Cities

**BOUNDARY DESCRIPTION:**

The boundary shown on this map is described and set forth in the resolution adopted by the Board of County Commissioners of Utah County on September 30, 2008 establishing the Special Service District.

Dated this 6th day of October, 2008

Clyde R. Naylor, L.S.


Utah County Public Works
Mapping Division
2855 South State Street
Provo, UT 84606
(801) 851-8528



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Printed on October 09, 2008 by Dickens

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 the WHITE HILLS SPECIAL SERVICE DISTRICT, dated April 22nd, 2008, complying with Section 17A-2-1327, 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 WHITE HILLS SPECIAL SERVICE DISTRICT, located in Utah County, State of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Great Seal of the State of Utah at Salt Lake City, this 14th day of May, 2008.

Gary R. Herbert

GARY R. HERBERT
Lieutenant Governor

OFFICE OF
# Utah County Attorney

**Jeffrey R. Buhman, County Attorney**
E. Kent Sundberg, Civil Division Chief

**Civil Division**
E. Kent Sundberg
David H. Shawcroft
Kent O. Willis
M. Cort Griffin
Chris Yannelli
Paul D. Wake
Robert J. Moore
Dianne R. Orcutt

100 East Center Street Suite 2400
Provo, Utah 84606
Phone (801) 851-8001
Fax (801) 851-8009

April 30, 2008

Utah State Lt. Governor
Utah State Capitol Complex
P.O. Box 142325
Salt Lake City, UT 84114-2325

***Re:*** *Annexation of additional area to the White Hills Special Service District*

To Whom It May Concern:

Pursuant to Section 17A-2-1327(4), Utah Code Annotated, 1953 as amended, please find enclosed a Notice and Certification, with accompanying copy of the fully executed and recorded Resolution which annexed additional area to and added additional services for the White Hills Special Service District, Utah County, Utah, and provided for other related matters. Also attached to the Notice and Certification is a map showing the location of the additional area annexed to the White Hills Special Service District.

If you have any questions regarding the enclosed, please contact our office.

Sincerely,

E. Kent Sundberg

E. Kent Sundberg
Deputy Utah County Attorney

Encl.

L:\KENTS\White Hills SSD\Lt Governor White Hills Annexation Certification Letter.wpd

Received
MAY 05 2008
Gary R. Herbert
Lieutenant Governor

Map Sent 5-6-08

## NOTICE AND CERTIFICATION

Pursuant to the provisions of Section 17A-2-1327(4), Utah Code Annotated, 1953 as amended, notice is hereby given that the Board of County Commissioners, Utah County, Utah, has annexed additional area to the White Hills Special Service District, Utah County, Utah, by Resolution adopted on April 22, 2008, and recorded by the Utah County Recorder on April 29, 2008. A copy of said Resolution is attached hereto as Exhibit "A" and incorporated herein by reference.

A map showing the additional area to be annexed to the White Hills Special Service District is attached hereto as Exhibit "B" and incorporated herein by reference.

Within the meaning of Section 17A-2-1327, Utah Code Annotated, 1953 as amended, certification is hereby made by the undersigned officers that all necessary legal requirements relating to the annexation of additional area to the White Hills Special Service District have been fully completed.

DATED this 30th of April, 2008.

BOARD OF COUNTY COMMISSIONERS
UTAH COUNTY, UTAH

GARY J. ANDERSON, Chair

STEVE WHITE, Commissioner

LARRY A. ELLERTSON, Commissioner

ATTEST:
Bryan E. Thompson
Utah County Clerk/Auditor

By: Linda Strickland
Deputy

APPROVED AS TO FORM:
Jeffrey R. Buhman
Utah County Attorney

By: E. Kent Snuttz
Deputy

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**Resolution No. 2008 - 71**

Provo, Utah
April 22, 2008

The Board of County Commissioners of Utah County, Utah, met in regular public session at the regular meeting place of the Board in the Utah County Administration Building in Provo City, Utah, at 9:00 a.m. on April 22, 2008.

On roll call, the following members of the Board were determined present:

| | |
|---|---|
| Gary J. Anderson | Chairman |
| Steve White | Commissioner |
| Larry A. Ellertson | Commissioner |

ENT 50376:2008 PG 1 of 17
RANDALL A. COVINGTON
UTAH COUNTY RECORDER
2008 Apr 29 12:14 pm FEE 0.00 BY CM
RECORDED FOR UTAH COUNTY ATTORNEY

There were also present:

| | |
|---|---|
| E. Kent Sundberg | Deputy Utah County Attorney |
| Bryan E. Thompson | Utah County Clerk/Auditor |
| Linda Strickland | Deputy County Clerk/Auditor |

After the meeting had been duly called to order, the Deputy County Clerk/Auditor presented to the Board an affidavit evidencing the giving of not less than twenty-four (24) hours public notice of the agenda, date, time and place of the April 22, 2008 regular meeting in compliance with the requirements of Section 52-4-202, Utah Code Annotated, 1953 as amended, by (1) posting written notice of the meeting at the principal office of the Board, and (2) providing notice to at least one newspaper of general circulation within the geographic jurisdiction of Utah County, Utah, or to a local media correspondent. The affidavit was ordered recorded in the minutes of the meeting and is as follows:

STATE OF UTAH )
)
COUNTY OF UTAH )

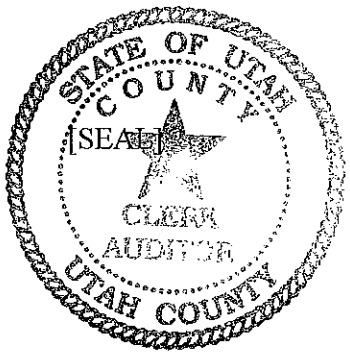
I, the undersigned, the duly qualified and acting Deputy County Clerk/Auditor of Utah County, Utah, and Clerk of the Board of County Commissioners of Utah County, Utah, do hereby certify, according to the records of the Board in my official possession, and upon my own knowledge and belief, that in accordance with the requirements of Section 52-4-202, Utah Code Annotated, 1953 as amended, I gave not less than twenty-four (24) hours public notice of the agenda, date, time and place of the April 22, 2008 regular public meeting held by the Board of County Commissioners of Utah County, Utah, by:

(a) causing a Notice of Public Meeting to be posted at the principal office of the Board at the Utah County Administration Building, in Provo City, Utah, on April 18, 2008, at least twenty-four (24) hours before the convening of the meeting, in the form attached hereto as Exhibit A; said Notice of Public Meeting having continuously remained so posted and available for public inspection during the regular office hours of the Board until the convening of the meeting; and

(b) causing a copy of the Notice of Public Meeting in the form attached hereto as Exhibit A to be provided on April 18, 2008, at least twenty-four (24) hours before the convening of the meeting, to The Daily Herald, a newspaper of general circulation within the geographic jurisdiction of Utah County, Utah, and to any other local media correspondent, newspaper, radio station or television station which has requested notification of meetings of the Board.

IN WITNESS WHEREOF, I have hereunto subscribed my official signature and impressed hereon the official seal of Utah County, Utah, this 22nd day of April, 2008.

Linda Strickland
Deputy County Clerk/Auditor
Utah County, Utah



# EXHIBIT A

Notice of Public Meeting

PUBLIC NOTICE IS HEREBY GIVEN THAT THE

# BOARD OF COMMISSIONERS OF UTAH COUNTY, UTAH

WILL HOLD ITS REGULAR PUBLIC MEETING
IN THE COMMISSION CHAMBERS, ROOM 1400
OF THE UTAH COUNTY ADMINISTRATION BUILDING
April 22, 2008 - 9:00 AM

## CONSENT

1. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN THE HISTORIC COURTHOUSE AGREEMENT WITH MOLLY ANDERSON FOR A WEDDING RECEPTION TO BE HELD ON APRIL 30, 2008

2. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN AN AGREEMENT WITH LES OLSON COMPANY FOR A SHARP MODEL AR-M450 COPIER, SN 35030979 - Located in the Sheriff's Office - LaRhea

3. ADOPT A RESOLUTION APPROVING VOLUNTEERS WHO WISH TO DONATE THEIR SERVICES TO UTAH COUNTY

4. APPROVE PROPERTY TAX ACTIONS CONTAINED IN RECOMMENDATION LETTER NO. 2008-9

5. APPROVE TAX CREDITS AND REFUNDS RECOMMENDED BY THE UTAH COUNTY TREASURER'S OFFICE IN CANCELLATION AND CORRECTION LETTER NO. 20159, DATED APRIL 17, 2008

6. APPROVE THE MINUTES OF THE APRIL 15, 2008 BOARD OF COMMISSIONERS MEETING

7. RATIFICATION OF WARRANT REGISTER SUMMARY

| | | | | | |
|---|---|---|---|---|---|
| Register No. 316 | Apr 11, 2008 | Direct Deposit: 3627-3637 | Total: | $ | 3,331.25 |
| Register No. 317 | Apr 11, 2008 | Direct Deposit: 3638-3657 | Total: | $ | 4,425.48 |
| Register No. 318 | Apr 11, 2008 | Check Nos. 95945-95973 | Total: | $ | 7,337.40 |
| Register No. 319 | Apr 11, 2008 | Check Nos. 95974-96014 | Total: | $ | 9,783.32 |
| Register No. 320 | Apr 11, 2008 | Check Nos. 96015-96021 | Total: | $ | 12,692.57 |
| Register No. 321 | Apr 14, 2008 | Direct Deposit: 3658-3659 | Total: | $ | 222.81 |
| Register No. 322 | Apr 14, 2008 | Check Nos. 96022-96050 | Total: | $ | 29,099.67 |
| Register No. 323 | Apr 15, 2008 | Direct Deposit: 3660-3662 | Total: | $ | 5,273.68 |
| Register No. 324 | Apr 15, 2008 | Check Nos. 96051-96083 | Total: | $ | 101,122.50 |
| Register No. 325 | Apr 15, 2008 | Direct Deposit: 3663-3674 | Total: | $ | 2,929.72 |
| Register No. 326 | Apr 15, 2008 | Check Nos. 96084-96131 | Total: | $ | 48,548.58 |
| Register No. 327 | Apr 16, 2008 | Direct Deposit: 3675-3675 | Total: | $ | 25.33 |
| Register No. 328 | Apr 16, 2008 | Check Nos. 96132-96132 | Total: | $ | 1,977.71 |
| Register No. 329 | Apr 16, 2008 | Check Nos. 96133-96162 | Total: | $ | 11,401.22 |
| Register No. 330 | Apr 16, 2008 | Check Nos. 96163-96238 | Total: | $ | 165,496.90 |
| Register No. 331 | Apr 17, 2008 | Check Nos. 96239-96274 | Total: | $ | 61,374.97 |
| Register No. 332 | Apr 17, 2008 | Direct Deposit: 3676-3686 | Total: | $ | 2,189.32 |
| Register No. 333 | Apr 17, 2008 | Check Nos. 96275-96302 | Total: | $ | 151,283.25 |
| Register No. 334 | Apr 18, 2008 | Direct Deposit: 3687-3687 | Total: | $ | 425.26 |
| Register No. 335 | Apr 18, 2008 | Check Nos. 96303-96333 | Total: | $ | 72,863.75 |
| | | | Total: | $ | ***691,804.69*** |

## REGULAR

1. APPROVAL OF PERSONNEL ACTIONS ORIGINATING APRIL 17, 2008
   - Jane Ivie, Personnel -

2. APPROVE EMPLOYEE DONATION OF LEAVE TIME WITHIN THE JUSTICE COURT
   - Lana Jensen, Personnel Director -

3. APPROVE AND ADOPT AN ORDINANCE TRANSFERRING FUNDS BETWEEN DEPARTMENTS OF UTAH COUNTY (Sheriff - Jail Expansion; Sheriff - ICAC Grant; and Attorney - Subpoena)
   - Danene Jackson, Clerk/Auditor's Office - Finance -

4. ADOPT AN ORDINANCE TO APPROVE THE UTAH COUNTY LAND USE ORDINANCE TEXT AMENDMENT TO CHAPTER 3, PART 3, USES WITH SPECIAL REVIEW PROVISIONS; DELETE SECTION 2-2-B-93, SPECIAL EXCEPTION; AND AMEND SECTION 2-2-B-14, CONDITIONAL USE; AMEND THE NC-1, HS-1, I-1 & A-40 ZONE DISTRICTS TO DELETE CARETAKER DWELLINGS A PERMITTED CONDITIONAL USE AND ADD THEM AS PERMITTED USES; AMEND THE RA-5, M&G-1 & A-40 ZONE DISTRICTS TO DELETE BUILDINGS AND PENS FOR THE SALE OF DOMESTIC LIVESTOCK, POULTRY AND FUR BEARING ANIMALS AS A PERMITTED USE IN EACH ZONE
   - Jeff Mendenhall, Community Development Director -

5. APPROVE THE VIVIAN PARK SUBDIVISION, PLAT "C", WHICH IS A VACATION OF LOTS 15 AND 16, BLOCK A, VIVIAN PARK SUBDIVISION, AND COMBINES THESE TWO LOTS INTO LOT 1, BLOCK A, VIVIAN PARK SUBDIVISION, PLAT C
   - Jeff Mendenhall, Community Development Director -

6. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN AN ADDENDUM TO CONTRACT 2008-203 WITH UTAH HEALTH INFORMATION NETWORK, INC., (UHIN) AND UTAH COUNTY TO TRANSMIT MEDICAID OUT OF JUNCTION TO RECEIVE MONEY
   Dr. Joseph Miner, Health Department Director -

7. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN A LEASE AGREEMENT WITH WENDY WARD FOR THE CONTINUED USE OF THE BUILDING FOR THE PROMISE PROGRAM
   Dr. Joseph Miner, Health Department Director -

8. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN THE FY 2008-2009 VOCA GRANT APPLICATION FOR THE VICTIM ADVOCATE PROGRAM IN BEHALF OF THE UTAH COUNTY SHERIFF'S OFFICE
   - Jackie Nunez -

9. APPROVE AND RATIFY THE SIGNATURE OF THE COMMISSION CHAIR ON THE FY 2008-2009 VOCA GRANT APPLICATION FOR THE CHILDREN'S JUSTICE CENTER CHILD VICTIM ASSISTANCE PROGRAM, IN BEHALF OF THE UTAH COUNTY CHILDREN'S JUSTICE CENTER
   - Laura Blanchard, Children's Justice Center Director -

10. APPROVE THE FY 2008-2009 VOCA GRANT APPLICATION FOR THE CHILDREN'S JUSTICE CENTER CHILD ABUSE TREATMENT PROGRAM, IN BEHALF OF THE UTAH COUNTY CHILDREN'S JUSTICE CENTER
    - Laura Blanchard, Children's Justice Center Director -

11. ADOPT AN ORDINANCE AMENDING THE UTAH COUNTY GOVERNMENT FEE SCHEDULE ADOPTED IN BOOK FORM BY SECTION 2-1-6 OF THE UTAH COUNTY CODE TO ADD A DEPUTY SHERIFF REIMBURSEMENT FEE EXCLUSIVE TO THE CITY OF EAGLE MOUNTAIN *(Continued from the April 15, 2008 meeting)*
    - James O. Tracy, Utah County Sheriff -

12. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN THE CHALLENGE COST SHARE AGREEMENT, ***AND*** THE FY 2008 OPERATING PLAN WITH THE UINTA NATIONAL FOREST SERVICE
    - Cort Griffin, Deputy Attorney -

13. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO EXECUTE A RESOLUTION APPROVING THE UTAH COUNTY ATTORNEY'S OFFICE POLICIES AND PROCEDURES AND RESCINDING ANY AND ALL PRIOR VERSIONS OF THE SAME *(Continued from the April 8, 2008 meeting)*
    - Jeffrey R. Buhman, Utah County Attorney -

14. ENACT AN ORDINANCE AMENDING SECTIONS 21-5-6 AND 21-5-15 OF THE UTAH COUNTY CODE RELATING TO REAL PROPERTY TAX SALE PROCEDURES *(Continued from the April 15, 2008 meeting)*
    - Kent Willis, Deputy Attorney -

15. ADOPT A RESOLUTION ANNEXING ADDITIONAL AREA TO AND ADDING ADDITIONAL SERVICES FOR THE WHITE HILLS SPECIAL SERVICE DISTRICT, UTAH COUNTY, UTAH, AND PROVIDING FOR OTHER RELATED MATTERS *(Continued from the April 15, 2008 meeting)*
    - Kent Sundberg, Attorney/Civil Division Chief -

16. SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING TO DISCUSS THE CHARACTER, PROFESSIONAL COMPETENCE, OR PHYSICAL OR MENTAL HEALTH OF AN INDIVIDUAL OR INDIVIDUALS
    - Kent Sundberg, Attorney/Civil Division Chief -

17. SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING FOR A STRATEGY SESSION TO DISCUSS PENDING OR REASONABLY IMMINENT LITIGATION
    - Kent Sundberg, Attorney/Civil Division Chief -

18. SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING FOR A STRATEGY SESSION TO DISCUSS THE PURCHASE, EXCHANGE, OR LEASE OF REAL PROPERTY
    - Kent Sundberg, Attorney/Civil Division Chief -

19. SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING FOR A STRATEGY SESSION TO DISCUSS THE SALE OF REAL PROPERTY
    - Kent Sundberg, Attorney/Civil Division Chief -

20. SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING TO DISCUSS COMMERCIAL INFORMATION AS DEFINED IN SECTION 59-1-404, U.C.A., 1953 AS AMENDED
    - Kent Sundberg, Attorney/Civil Division Chief -

## WORK SESSION

1. PLACE ON REGULAR AGENDA TO APPROVE OR DENY THE WRIDE SUBDIVISION, PLAT "A"; ACCEPT DEDICATION OF COUNTY ROAD 4400 WEST; ACCEPT IMPROVEMENT BOND OF $25,073.00 OR VERIFICATION THAT ALL REQUIRED IMPROVEMENTS HAVE BEEN COMPLETED; AND REQUIRE GREENBELT ROLLBACK TAXES BE PAID PRIOR TO RECORDING THE PLAT ON LAND TO BE DEDICATED FOR THE ROAD RIGHT-OF-WAY
    - Jeff Mendenhall, Community Development Director -

2. PLACE ON REGULAR AGENDA TO APPROVE OR DENY THE BEARNSON SUBDIVISION, PLAT "D"; ACCEPT DEDICATION OF COUNTY ROAD 4400 WEST; ACCEPT IMPROVEMENT BOND OF $500.00 OR VERIFICATION THAT ALL REQUIRED IMPROVEMENTS HAVE BEEN COMPLETED; AND REQUIRE GREENBELT ROLLBACK TAXES BE PAIR PRIOR TO RECORDING THE PLAN ON LAND TO BE DEDICATED FOR THE ROAD RIGHT-OF-WAY
   - Jeff Mendenhall, Community Development Director -

3. PLACE ON REGULAR AGENDA TO APPROVE OR DENY THE REQUEST OF D. BLAKE WRIDE AND KATHLEEN. OLSEN FOR A RECORD OF SURVEY MAP FOR AN AGRICULTURAL WAIVER OF SUBDIVISION ON THE PORTION OF PROPERTY THAT IS NOT TO BE INCLUDED IN THE WRIDE SUBDIVISION, PLAT "A, AND THE BEARNSON SUBDIVISION, PLAT "D"
   - Jeff Mendenhall, Community Development Director -

4. PRESENTATION REGARDING PROGRAM ACCOMPLISHMENTS AND THE IMPORTANCE OF CONTINUED SUPPORT OF THE VICTIM ADVOCACY PROGRAM WITHIN THE SHERIFF'S OFFICE
   - Jackie Nunez and Weight, Sheriff's Office -

5. APPROVE A REPORT ON THE SERVICES PROVIDED THROUGH THE FY 2007-2008 VOCA GRANT BY THE CHILDREN'S JUSTICE CENTER VICTIM ASSISTANCE PROGRAM, IN BEHALF OF THE CHILDREN AND FAMILIES OF UTAH COUNTY
   - Laura Blanchard, Children's Justice Center Director -

6. APPROVE A REPORT ON THE SERVICES PROVIDED THROUGH THE FY 2007-2008 VOCA GRANT BY THE CHILDREN'S JUSTICE CENTER CHILD ABUSE TREATMENT PROGRAM, IN BEHALF OF THE CHILDREN AND FAMILIES OF UTAH COUNTY
   - Laura Blanchard, Children's Justice Center Director -

## PUBLIC COMMENTS

In compliance with the Americans With Disabilities Act, individuals needing special accommodations (including auxiliary communicative aids and services) during this meeting should notify Linda Strickland at 851-8111 at least one day prior to the meeting.

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After the conduct of other business, the following resolution was introduced in written form by Commissioner Anderson, was read and discussed, and pursuant to motion made by Commissioner White, and seconded by Commissioner Ellertson, was adopted by the following vote:

Aye: Commissioner Gary J. Anderson
Commissioner Larry A. Ellertson
Commissioner Steve White

Nay:

The resolution is as follows:

A RESOLUTION annexing additional area to and adding additional services for the White Hills Special Service District, Utah County, Utah, and providing for other related matters.

●●● ●●● ●●●

**WHEREAS**, pursuant to a resolution (the "Resolution") adopted on February 26, 2008, the Board of County Commissioners of Utah County, Utah (the "Board") gave notice of its intention to initiate proceedings relating to the annexation of additional area to and the adding of additional services for the White Hills Special Service District (the "District"), the boundaries of the additional area to be annexed and added to the District shall include all of the real property set out in Section 3 hereof, with any or all of the services now authorized and the services to be added by this Resolution to be provided by the District to the additional area to be annexed to the District by this Resolution; and

**WHEREAS**, pursuant to said Resolution the Board ordered that a public hearing be held on March 25, 2008 at 9:00 a.m. at the Utah County Administration Building, 100 East Center Street, Room 1400, Provo, Utah, concerning the annexation of additional area to and the adding of additional services for the District; and

**WHEREAS**, public notice of said intention and of the time and place of said public hearing was given by the County Clerk/ Auditor through the publication of an appropriate notice in The Daily Herald, a newspaper of general circulation in Utah County, Utah, once a week during three consecutive weeks on February 29, 2008; March 7, 2008 and March 14, 2008; the first of such publications having been not less than twenty-one (21) days nor more than thirty-five (35) days prior to the date of the public hearing; and

**WHEREAS,** said public hearing was held pursuant to said notice at the aforesaid time and place, the Board considered all protests filed and heard and considered all interested persons desiring to be heard, and the time for filing protests as provided in Sections 17A-2-1309 and 17A-2-1327, Utah Code Annotated, 1953 as amended, having expired;

**NOW, THEREFORE,** be it resolved by the Board of County Commissioners of Utah County, Utah, as follows:

Section 1. That the Board does hereby find and determine:

(a) That public notice of the hearing concerning the annexation of additional area to and the adding of additional services for the District was given by the County Clerk/Auditor by publication of an appropriate notice in The Daily Herald, a newspaper of general circulation in Utah County, Utah, once a week for three consecutive weeks prior to March 25, 2008, to-wit, on February 29, 2008, March 7, 2008, and March 14, 2008; the first of said publications having been made not less than twenty-one (21) days nor more than thirty-five (35) days prior to the date of such hearing.

(b) That a public hearing on the annexation of additional area to and the adding of additional services for the District was held and conducted by the Board as required by law and the Resolution giving notice thereof, on March 25, 2008 at 9:00 a.m. at the Utah County Administration Building, 100 East Center Street, Room 1400, in Provo, Utah, at which public hearing the Board gave full opportunity for any and all protests to be filed and heard and considered all interested persons desiring to be heard.

(c) That no written protests were filed against the annexation of additional area to and the adding of additional services for the District, pursuant to the provisions of Sections 17A-2-1309 and 17A-2-1327, Utah Code Annotated, 1953 as amended.

(d) That after careful consideration of all factors involved and no objections and protests having been filed herein, it has been and is hereby found, determined and declared that all property within the boundaries of the additional area annexed to the District, as such boundaries are set out in this Resolution, will be benefitted by the services now authorized, and the additional services to be added by this Resolution, to be furnished by the District, and that the public health, convenience and necessity requires the annexation of additional area to the District, and that all proceedings taken in annexing additional area to the District have been in compliance with the law.

(e) That after careful consideration of all factors involved and no objections and protests having been filed herein, it has been and is hereby found, determined, and declared that all property included within the current boundaries of the District, and all property included in the area annexed to the District by this Resolution will be benefitted by the adding of the additional service of water service for the District, and the public health, convenience, and necessity requires the adding of the additional service of water service for the District, and that all proceedings taken in adding the above-mentioned additional service of water service have been in compliance with the law.

Section 2. That the Board hereby finds and determines that neither the owners of more than fifty percent (50%) of the taxable value of the taxable property included within the area to be annexed nor

more than fifty percent (50%) of the qualified electors of the area to be annexed have filed written protests with the County against the annexation of additional area to the District.

Section 3. That additional area is hereby annexed to the District. The boundaries of the additional area annexed to the District are as follows:

All of Section 16, a portion of the S ½ of Section 17, a portion of the S ½ of Section 18, a portion of the N ½ of Section 19, the N ½ and a portion of the SE 1/4 of Section 20 and a portion of the N ½ and the SW 1/4 of Section 21 of Township 6 South, Range 2 West, and all of the E ½ of Section 13, Township 6 South, Range 3 West, Salt Lake Base and Meridian, described as follows:

Commencing at the Northwest corner of Section 16, Township 6 South, Range 2 West, Salt Lake Base and Meridian and running thence S89°22'57"E 2667.025 feet along the section line to the north 1/4 corner of Section 16, Township 6 South, Range 2 West, Salt Lake Base and Meridian; thence S89°23'19"E 2667.39 feet along the section line to the northeast corner of said Section 16; thence S00°21'33"W 2675.15 feet along the section line to the east 1/4 corner of said Section 16; thence S00°25'25"W 2668.17 feet along the section line to the southeast corner of said Section 16; thence N89°39'34"W 1383.10 feet along the section line to the northwest corner of the Northeast 1/4 of the Northeast 1/4 of Section 21, Township 6 South, Range 2 West, Salt Lake Base and Meridian; thence S00°07'26"E 2655.86 feet to the southwest corner of the Southeast 1/4 of the Northeast 1/4 of said Section 21; thence N89°39'48"W 1359.66 feet along the center section line to the Center 1/4 corner of said Section 21; thence S00°37'47"E 1243.93 feet along the center section line; thence S87°12'10"E 1001.36 feet; thence S51°20'10"E 28.00 feet; thence S38°39'50"W 123.17 feet; thence N51°20'10"W 28.00 feet; thence N87°12'10"W 923.22 feet to the center section line of said Section 21; thence S00°37'47"E 643.56 feet along the center section line; thence leaving said center section line and running N88°30'22"W 2664.40 feet to the intersect with the west line of said Section 21; thence N88°46'05"W 2853.85 feet to the center section line of Section 20, Township 6 South, Range 2 West, Salt Lake Base and Meridian; thence N02°56'34"E 1905.75 feet to the Center 1/4 corner of said Section 20; thence N89°21'12"W 2549.27 feet along the center section line to the west 1/4 corner of said Section 20; thence N89°54'53"W 4000.34 feet along the center section line to the southwest corner of the East ½ of the Northwest 1/4 of Section 19, Township 6 South, Range 2 West, Salt Lake Base and Meridian; thence N00°22'32"W 2691.68 feet to the northwest corner of the East ½ of the Northwest 1/4 of said Section 19; thence N89°30'26"W 1334.74 feet along the section line to the northwest corner of said Section 19; thence N89°25'32"W 2701.52 feet along the section line to the south 1/4 corner of Section 13, Township 6 South, Range 3 West, Salt Lake Base and Meridian; thence N00°44'00"E 5331.71 feet along the center section line of said Section 13 to the North 1/4 corner of said Section 13; thence S89°28'51"E 2683.99 feet to the northeast corner of said Section 13; thence S00°33'55"W 2685.365 feet along the section line to the West 1/4 corner of said Section 13; thence S00°31'27"W 1324.46 feet along the section line to the southwest corner of the Northwest 1/4 of the Southwest 1/4 of Section 18, Township 6 South, Range 2 West, Salt Lake Base and Meridian; thence S89°29'31"E 2669.01 feet along the 1/16 line to the southeast corner of the Northeast 1/4 of the Southwest 1/4 of said Section 18; thence N00°30'14"E 1323.75 feet along the center section line to the northeast corner of the Northeast 1/4 of the Southwest 1/4 of said Section 18;
thence S89°28'36"E 1153.29 feet along the center section line of said Section 18 to the southerly boundary of "White Hills Subdivision"; thence along said southerly boundary in the following five courses: S89°28'36"E 851.68 feet along the center section line; thence S31°31'52"W 116.97 feet; thence S89°29'50"E 727.94 feet to the section line; thence N00°31'27"E 16.69 feet along the section line; thence S89°32'51"E 506.61 feet to the westerly right-of-way line of State Route 73; thence N08°40'29"W 87.055 feet along said right-of-way to the center section line of Section 17, Township 6 South, Range 2 West, Salt Lake Base and Meridian; thence N89°51'20"W 492.70 feet along said center section line to the west 1/4 corner of said Section 17; thence N00°28'00"E 2685.39 feet along the section line to the northwest corner of said Section 17; thence S89°30'22"E 61.03 feet along the section line to the westerly right-of-way line of State Route 73; thence S08°40'29"E 2717.10 feet along said right-of-way line to the center section line of said Section 17; thence S89°51'20"E 151.795 feet

along said center section line to the easterly right-of-way line of said State Route 73; thence S08°40'29"E 822.50 feet along said right-of-way line; thence S08°49'29"E 204.15 feet along said right-of-way line; thence S89°45'22"E 597.07 feet; thence S00°14'11"W 316.64 feet to the south 1/16 line of said Section 17; thence S89°44'11"E 1256.54 feet along said 1/16 line to the southeast corner of the Northeast 1/4 of the Southwest 1/4 of said Section 17; thence S89°40'18"E 1328.79 feet along said 1/16 line to the southeast corner of the Northwest 1/4 of the Southeast 1/4 of said Section 17; thence N00°30'03"E 1339.00 feet along the east 1/16 line to the center section line of said Section 17; thence S89°51'20"E 1326.425 feet along said center section line to the East 1/4 corner of said Section 17; thence N00°23'57"E 2668.89 feet along the section line to the point of beginning. Containing 2,533.331 acres more or less.

Section 4. That the Board hereby finds and determines that neither the owners of more than fifty percent (50%) of the taxable value of the taxable property included within the District, nor more than fifty percent (50%) of the qualified electors of the District, have filed written protests with the County against the adding of additional services to the District.

Section 5. That there is hereby added the additional service of water service for the District.

Section 6. That the additional area annexed to the District is annexed for the purpose of providing thereto any or all of the services now authorized, and the additional service of water service added by this Resolution to be provided by the District.

Section 7. That the additional service of water service added for the District shall be provided by the District to the area included within the current boundaries of the District and to the area annexed to the District by this Resolution

Section 8. That the Board will file a notification of the annexation of additional area to the District with the Utah State Lieutenant Governor within thirty (30) days of the adoption of this Resolution.

Section 9. That all acts and resolutions in conflict with this Resolution or any part thereof are hereby repealed.

Section 10. That this Resolution shall take immediate effect upon its adoption and approval.

ADOPTED AND APPROVED this 22nd day of April, 2008.

BOARD OF COUNTY COMMISSIONERS
UTAH COUNTY, UTAH

GARY J. ANDERSON, Chairman

ATTEST:
BRYAN E. THOMPSON
Utah County Clerk/Auditor

By: Lynda Strickland
Deputy County Clerk/Auditor
Utah County, Utah

[SEAL]

(Other business not pertinent to the above appears in the minutes of the meeting.)

Pursuant to motion duly made and carried, the meeting was adjourned.

BOARD OF COUNTY COMMISSIONERS
UTAH COUNTY, UTAH

GARY J. ANDERSON, Chairman

ATTEST:
BRYAN E. THOMPSON
Utah County Clerk/Auditor

By: Lynda Strickland
Deputy County Clerk/Auditor

[SEAL]

STATE OF UTAH )
)
COUNTY OF UTAH )

I, the undersigned, do hereby certify that I am the duly qualified and acting County Clerk/Auditor of Utah County, Utah.

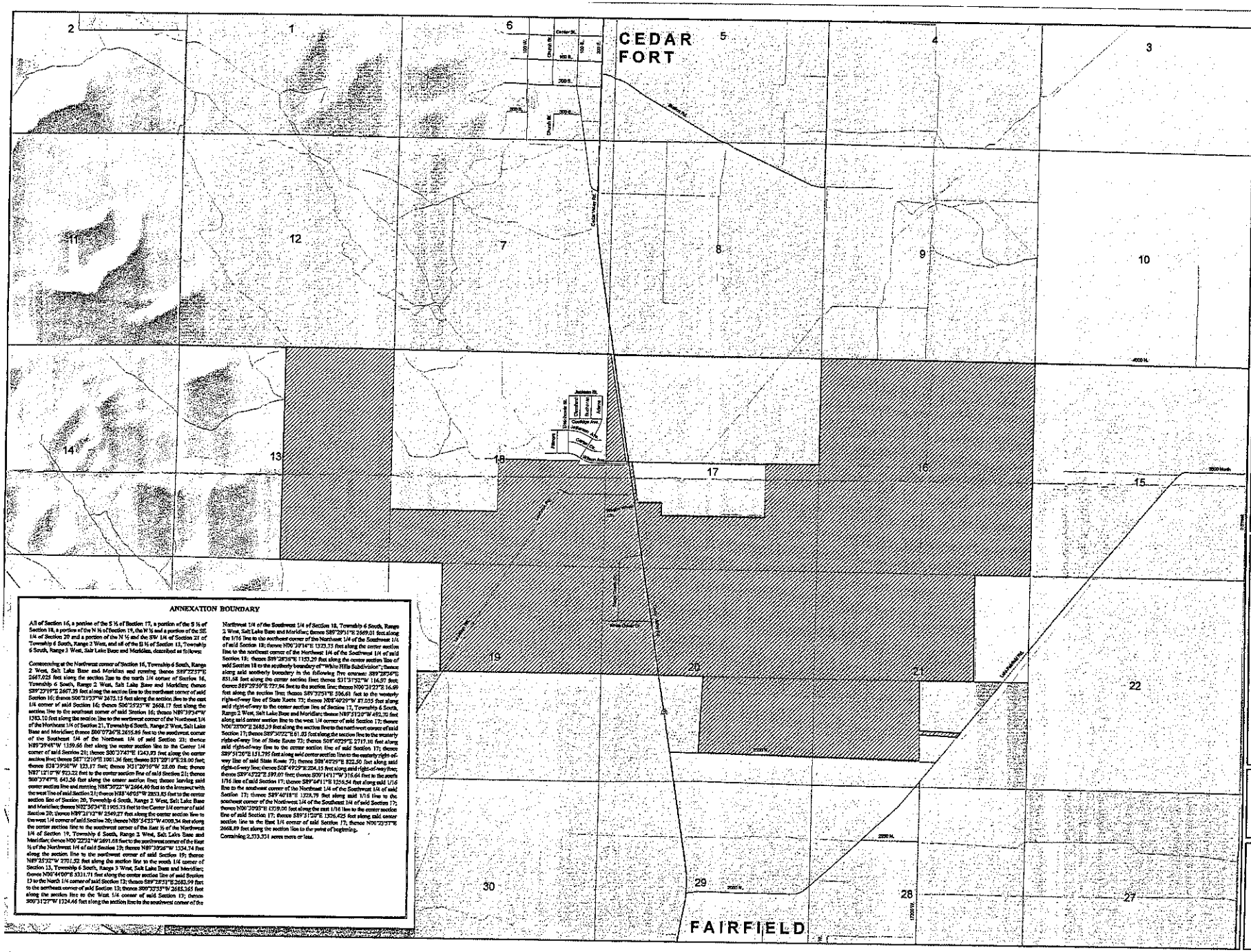
I further certify that the foregoing constitutes a true and correct copy of the minutes of a regular meeting of the Board of County Commissioners of Utah County, Utah, held at the regular meeting place of the Board in the Utah County Administration Building in Provo, Utah, at 9:00 a.m. on April 22, 2008, as recorded in the regular official book of minutes of the proceedings of the Board of County Commissioners, kept in my office, that said proceedings were duly had and taken as therein shown, that all members were given due, legal and timely notice of said meeting, that the meeting therein shown was in all respects called, held and conducted in accordance with law, and that the persons therein named were present at said meeting, as therein shown.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of Utah County, Utah, this 22nd day of April, 2008.

[SEAL]

BRYAN E. THOMPSON, County Clerk/Auditor
Utah County, Utah

L:\Resolutions\White Hills SSD Annex.res.wpd




## ANNEXATION BOUNDARY

All of Section 16, a portion of the S ½ of Section 17, a portion of the S ½ of Section 18, a portion of the N ½ of Section 19, the W ½ and a portion of the SE 1/4 of Section 20 and a portion of the N ½ and the SW 1/4 of Section 21 of Township 6 South, Range 2 West, and all of the E ½ of Section 13, Township 6 South, Range 3 West, Salt Lake Base and Meridian, described as follows:

Commencing at the Northwest corner of Section 16, Township 6 South, Range 2 West, Salt Lake Base and Meridian and running thence S89°22'57"E 2647.025 feet along the section line to the north 1/4 corner of Section 16, Township 6 South, Range 2 West, Salt Lake Base and Meridian; thence S89°23'19"E 2667.39 feet along the section line to the northeast corner of said Section 16; thence S00°21'37"W 2675.13 feet along the section line to the east 1/4 corner of said Section 16; thence S00°22'25"W 2668.17 feet along the section line to the southeast corner of said Section 16; thence N89°39'34"W 1383.10 feet along the section line to the northwest corner of the Northeast 1/4 of the Northeast 1/4 of Section 21, Township 6 South, Range 2 West, Salt Lake Base and Meridian; thence S00°07'36"E 2655.86 feet to the southwest corner of the Southeast 1/4 of the Northeast 1/4 of said Section 21; thence N89°39'48"W 1159.66 feet along the center section line to the Center 1/4 corner of said Section 21; thence S00°37'47"E 1243.93 feet along the center section line; thence S87°12'10"E 1061.34 feet; thence S31°20'19"E 28.00 feet; thence S38°39'26"W 123.17 feet; thence S51°20'16"W 28.00 feet; thence N87°12'12"W 923.22 feet to the center section line of said Section 21; thence S00°37'47"E 643.56 feet along the center section line; thence leaving said center section line and running N88°30'22"W 2664.40 feet to the intersect with the west line of said Section 21; thence N88°40'02"W 2833.85 feet to the center section line of Section 20, Township 6 South, Range 2 West, Salt Lake Base and Meridian; thence N02°50'34"E 1905.73 feet to the Center 1/4 corner of said Section 20; thence N89°21'12"W 2549.27 feet along the center section line to the west 1/4 corner of said Section 20; thence N89°54'33"W 4000.34 feet along the center section line to the southwest corner of the East ½ of the Northwest 1/4 of Section 19, Township 6 South, Range 2 West, Salt Lake Base and Meridian; thence N00°22'52"W 2691.68 feet to the northwest corner of the East ½ of the Northwest 1/4 of said Section 19; thence N89°30'26"W 1334.74 feet along the section line to the northwest corner of said Section 19; thence N89°23'32"W 2701.52 feet along the section line to the south 1/4 corner of Section 13, Township 6 South, Range 3 West, Salt Lake Base and Meridian; thence N00°44'00"E 5331.71 feet along the center section line of said Section 13 to the North 1/4 corner of said Section 13; thence S89°28'31"E 2683.99 feet to the northeast corner of said Section 13; thence S00°32'33"W 2683.165 feet along the section line to the West 1/4 corner of said Section 13; thence S00°31'27"W 1324.46 feet along the section line to the southwest corner of the Northwest 1/4 of the Southwest 1/4 of Section 18, Township 6 South, Range 2 West, Salt Lake Base and Meridian; thence S89°29'51"E 2669.01 feet along the 1/16 line to the southeast corner of the Northwest 1/4 of the Southwest 1/4 of said Section 18; thence N00°30'14"E 1323.73 feet along the center section line to the northeast corner of the Northwest 1/4 of the Southwest 1/4 of said Section 18; thence S89°28'36"E 1333.29 feet along the center section line of said Section 18 to the southerly boundary of "White Hills Subdivision"; thence along said southerly boundary in the following five courses: S89°28'36"E 831.68 feet along the center section line; thence S31°37'52"W 114.97 feet; thence S89°29'50"E 727.94 feet to the section line; thence N00°31'27"E 16.49 feet along the section line; thence S89°32'51"E 304.61 feet to the westerly right-of-way line of State Route 73; thence N08°40'29"W 87.055 feet along said right-of-way to the center section line of Section 17, Township 6 South, Range 2 West, Salt Lake Base and Meridian; thence N87°31'20"W 492.72 feet along said center section line to the west 1/4 corner of said Section 17; thence N00°33'00"E 2688.29 feet along the section line to the northwest corner of said Section 17; thence S89°30'22"E 81.85 feet along the section line to the westerly right-of-way line of State Route 73; thence S08°40'29"E 2717.10 feet along said right-of-way line to the center section line of said Section 17; thence S89°31'20"E 151.295 feet along said center section line to the easterly right-of-way line of said State Route 73; thence S08°40'29"E 822.50 feet along said right-of-way line; thence S08°40'29"E 224.15 feet along said right-of-way line; thence S89°43'22"E 599.60 feet; thence S00°14'17"W 318.64 feet to the north 1/16 line of said Section 17; thence S89°44'11"E 1250.54 feet along said 1/16 line to the southeast corner of the Northeast 1/4 of the Southwest 1/4 of said Section 17; thence S89°40'18"E 1328.79 feet along said 1/16 line to the southeast corner of the Northwest 1/4 of the Southeast 1/4 of said Section 17; thence N00°20'03"E 1319.00 feet along the east 1/16 line to the center section line of said Section 17; thence S89°31'20"E 1326.425 feet along said center section line to the East 1/4 corner of said Section 17; thence N00°22'57"E 2668.89 feet along the section line to the point of beginning.

Containing 2,333.331 acres more or less.

EXHIBIT B

# ANNEXATION OF ADDITIONAL AREA TO THE WHITE HILLS SPECIAL SERVICE DISTRICT

N
W E
S

1:12,000 1 inch equals 1,000 feet

## Legend

- White Hills Special Service District
- Addition to White Hills SSD
- State Roads
- I-15
- US HWY/State Route
- Other FAE Route
- Local Roads
- Paved
- Gravel Roads
- Dirt Roads
- Other Roads
- Railroads
- National Forest Boundary
- Public Survey Lines
- Township Lines
- Section Lines
- Incorporated Cities

The annexation boundary shown on this map is an accurate representation of the resolution of annexation adopted by the Board of County Commissioners of Utah County on April 22, 2008 based on the boundaries as recorded in the office of the Utah County Recorder.

Dated this 28th day of April, 2008

Clyde R. Naylor

Clyde R. Naylor, L.S.

Utah County Public Works
Mapping Division
2855 South State Street
Provo, UT 84606
(801) 851-8626

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