

STATE OF UTAH

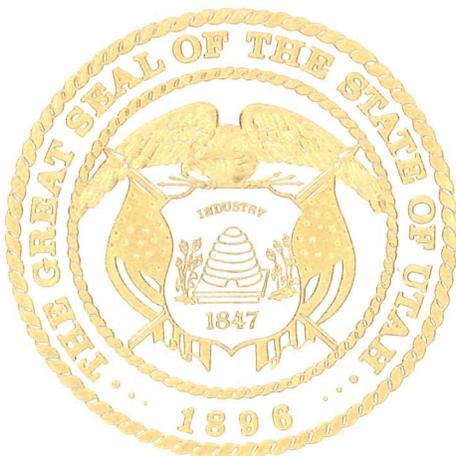


OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF ANNEXATION

I, GREG BELL, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office a notice of annexation from ALPINE CITY, dated September 22<sup>nd</sup>, 2009, 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 ALPINE CITY, located in Utah County, State of Utah.

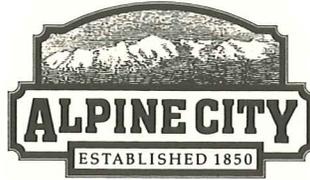


IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 7<sup>th</sup> day of December, 2009 at Salt Lake City, Utah.

A handwritten signature in black ink, appearing to read "G Bell".

---

GREG BELL  
Lieutenant Governor



Office of the Lieutenant Governor  
Utah State Capitol Complex  
P.O. Box 142325  
Salt Lake City, UT 84114-2325

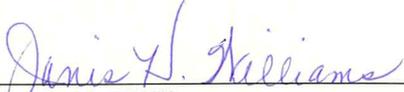
23 November 2009

### NOTICE OF IMPENDING BOUNDARY CHANGE

Pursuant to Utah Code 10-2-425 and Utah Code 67-1a-6.5 the City of Alpine hereby gives notice of an impending boundary action.

The City of Alpine located in Utah County, Utah intends to annex property currently located in Utah County into Alpine City. The Alpine City Council adopted Ordinance No. 2009-13 regarding the annexation. Copies of the ordinance and the annexation plat are enclosed herewith.

The undersigned as the City Recorder of Alpine City, Utah hereby certifies that all legal requirements of the annexation have been met.

  
\_\_\_\_\_  
Janis H. Williams  
Alpine City Recorder

**Received**

**NOV 25 2009**

**Greg Bell**  
**Lieutenant Governor**

Mayor Hunt Willoughby  
Recorder Janis H. Williams  
Treasurer Linda L. Smith

City Council  
Kimberly Bryant  
Kent Hastings

Hata Puriri  
Tracy Wallace  
Thomas Whitchurch

20 North Main  
Alpine, UT 84004  
(801) 756-6347

**ORDINANCE NO. 2009-13**

**AN ORDINANCE OF ANNEXATION OF PROPERTY TO THE MUNICIPALITY OF ALPINE CITY AND ESTABLISH A ZONE FOR THE ANNEXED PROPERTY.**

**WHEREAS**, on the 11<sup>th</sup> day of August 2009, the City Council of Alpine, Utah, held a public hearing according to the law, concerning the annexation of certain property contiguous to the boundary of said city; and

**WHEREAS**, the City Council has previously accepted a petition from the landowners of the property asking for annexation into the City; and

**WHEREAS**, appropriate notice has been given and published an no qualifying protest to the annexation was filed; and

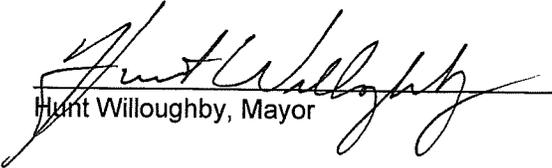
**WHEREAS**, appears to be in the best interest of the City to annex the property; and

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

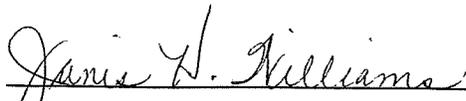
**NOW, THEREFORE**, be it ordained by the City Council of Alpine, Utah, that:

1. The property described in Exhibit A hereto is hereby approved for annexation into the municipal boundaries of Alpine City.
2. The Alpine City Zoning Map is hereby amended to add the property described in Exhibit A which shall be designated as being in the CE-5 zone.
3. The City accepts the Annexation Agreement subject to the petitioner for annexation complying with all the terms and conditions of the annexation agreement designated as the Melby Annexation Agreement.
4. That the City Staff is instructed to take all steps necessary under Utah Code 10-2-425 to file with the Office of the Lieutenant Governor a notice of impending boundary action and complete the annexation of the property into the City.
5. This ordinance shall take effect on November 1, 2009.

**PASSED** and dated this 22<sup>nd</sup> day of September 2009.

  
Hunt Willoughby, Mayor

ATTEST:

  
Janis H. Williams, City Recorder



## EXHIBIT A

### Melby Annexation Legal Description

A parcel of land lying and situated in the Southeast Quarter of Section 7, Township 4 South, Range 2 East, Salt Lake Base and Meridian, said parcel being more particularly described as follows:

Commencing at the South Quarter Corner of said Section 7, thence North 00°35'05" West 308.05 feet coincident with the Center Quarter section line of said Section 7 to the Point of Beginning; thence North 00°35'05" West 215.47 feet coincident with said Center Quarter section line; thence North 89°24'55" East 643.37 feet; thence South 34°46'26" East 103.99 feet; thence Southerly 286.88 feet along the arc of a 177.00 foot radius curve to the right (center bears South 55°13'34" West) through a central angle of 92°51'56"; thence South 58°05'30" West 80.73 feet; thence Southerly 168.61 feet along the arc of a 106.00 foot radius curve to the left (center bears South 31°54'30" East) through a central angle of 91°08'16" to the South line of the Southeast quarter of said Section 7; thence South 89°41'12" West 60.21 feet coincident with said South line; thence Northerly 221.72 feet along the arc of a 160.00 foot radius curve to the right (center bears North 68°41'43" East) through a central angle of 79°23'47"; thence North 58°05'30" East 80.73 feet; thence Northerly 199.36 feet along the arc of a 123.00 foot radius curve to the left (center bears North 31°54'30" West) through a central angle of 92°51'56"; thence South 73°52'38" West 369.96 feet; thence South 89°24'55" West 300.69 feet to the point of beginning.

Contains 153,950 square feet or 3.534 acres.



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 February 26<sup>th</sup>, 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 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 10<sup>th</sup> day of March, 2009 at Salt Lake City, Utah.

Handwritten signature of Gary R. Herbert in black ink.

GARY R. HERBERT  
Lieutenant Governor

AF City  
51 E. Main  
AF 84003

← (M)

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. 08-02-15  
OLEEN ACRES ANNEXATION (800 NORTH 900 WEST)  
SEE ATTACHMENT 'A'

ENT 15965:2009 PG 1 of 2  
RANDALL A. COVINGTON  
UTAH COUNTY RECORDER  
Feb 17 2:27 pm FEE 0.00 BY CS  
RECORDED FOR AMERICAN FORK CITY

SECTION II. THAT THE TERRITORY ANNEXED UNDER SECTION I ABOVE, IS HEREBY CLASSIFIED INTO THE R1-12,000 SINGLE FAMILY RESIDENTIAL ZONE AND SUBJECT TO THE TERMS AND CONDITIONS OF THE OLEEN ACRES 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 26 DAY OF FEBRUARY, 2008.

*Heber M. Thompson*  
HEBER M. THOMPSON, MAYOR



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 26 DAY OF FEBRUARY, 2008.

*Richard M. Colborn*  
RICHARD M. COLBORN, RECORDER

# SURVEYOR'S CERTIFICATE

I, DAVID V. 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 AMERICAN FORK CITY, UTAH COUNTY, UTAH.

## ATTACHMENT A

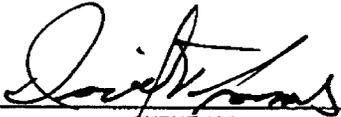
### BOUNDARY DESCRIPTION

ENT 15965:2009 PG 2 of 2

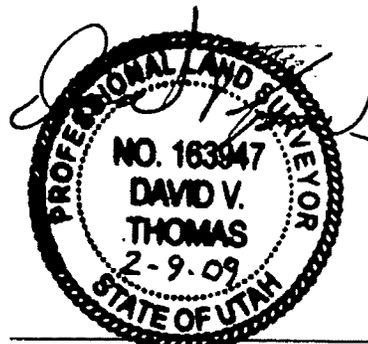
BEGINNING AT A POINT WHICH IS NORTH 488.12 FEET FROM THE SOUTH QUARTER CORNER OF SECTION 10, TOWNSHIP 5 SOUTH, RANGE 1 EAST, SALT LAKE BASE AND MERIDIAN; THENCE WEST 34.00 FEET; THENCE SOUTH 89 DEGREES 16'01" WEST 141.72 FEET; THENCE NORTH 16 DEGREES 58'10" WEST 20.19 FEET; THENCE NORTH 81 DEGREES 24'34" WEST 27.42 FEET; THENCE NORTH 71 DEGREES 18'12" WEST 19.28 FEET; THENCE SOUTH 89 DEGREES 34'52" WEST 123.41 FEET; THENCE NORTH 02 DEGREES 20'25" EAST 160.61 FEET; THENCE SOUTH 89 DEGREES 48'38" EAST 120.82 FEET; THENCE SOUTH 27.26 FEET; THENCE NORTH 87 DEGREES 53'42"*E 137.95 FEET* THENCE NORTH 80 DEGREES 25'11" EAST 51.87 FEET; THENCE EAST 34.00 FEET; THENCE SOUTH 173.39 FEET TO THE POINT OF BEGINNING.

CONTAINS 1.2844 ACRES MORE OR LESS (3 LOTS)

BASIS OF BEARING: STATE PLANE COORDINATE SYSTEM

  
\_\_\_\_\_  
SURVEYOR

FEB 9, 2009  
DATE





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 January 13<sup>th</sup>, 2009, 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 13<sup>th</sup> day of April, 2009 at Salt Lake City, Utah.

Handwritten signature of Gary R. Herbert in black ink.

GARY R. HERBERT  
Lieutenant Governor

AF City  
51 E. Main St  
AF, 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:

**ORDINANCE NO. 2009-01-05**

860 EAST STREET ANNEXATION (750 SOUTH 860 EAST)  
SEE ATTACHMENT 'A'

SECTION II. THAT THE TERRITORY ANNEXED UNDER SECTION I ABOVE, IS HEREBY CLASSIFIED INTO THE PF, PUBLIC FACILITIES ZONE.

SECTION III. THIS ORDINANCE SHALL TAKE EFFECT UPON ITS PASSAGE AND FIRST PUBLICATION. PASSED BY THE CITY COUNCIL OF AMERICAN FORK, THIS 13 DAY OF JANUARY, 2009.

*Heber M. Thompson*  
HEBER M. THOMPSON, MAYOR

ATTEST:

STATE OF UTAH  
COUNTY OF UTAH

ENT 30654:2009 PG 1 of 2  
RANDALL A. COVINGTON  
UTAH COUNTY RECORDER  
2009 Mar 24 10:45 am FEE 0.00 BY ED  
RECORDED FOR AMERICAN FORK CITY

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 CITY, UTAH, THIS 13 DAY OF JANUARY, 2009.



*Terilyn Lurker*  
TERILYN LURKER, DEPUTY RECORDER

Received

APR 13 2009

Gary R. Herbert  
Lieutenant Governor

# ATTACHMENT A

## CITY 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.

### BOUNDARY DESCRIPTION

BEGINNING WEST 329.64 FEET FROM THE EAST QUARTER CORNER OF SECTION 25, T5S, R1E, SALT LAKE BASE AND MERIDIAN;

THENCE S00°39'41"E 63.46 FEET, ~~EAST~~ <sup>WEST</sup> 11.65 FEET, N03°02'44"E 12.32 FEET, S88°43'10"W 56.22 FEET, N02°12'11"E 51.88 FEET, N01°54'20"W 159.08 FEET, N01°30'23"W 426.43 FEET, N00°23'04"W 763.00 FEET, S88°57'38"E 27.34 FEET, N00°20'06"W 799.96 FEET, S89°59'39"E 38.65 FEET, S00°39'41"E 2,147.27 FEET TO THE POINT OF BEGINNING.

BASIS OF BEARING IS UTAH STATE PLANE COORDINATE SYSTEM CENTRAL ZONE.

ENT 30654:2009 PG 2 of 2

AREA = 3.04 ACRES



AMERICAN FORK CITY ENGINEER

2-11-09

DATE





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 May 26<sup>th</sup>, 2009, 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 25<sup>th</sup> day of June, 2009 at Salt Lake City, Utah.

Handwritten signature of Gary R. Herbert in black ink.

GARY R. HERBERT  
Lieutenant Governor



51 EAST MAIN, PO BOX 397 AMERICAN FORK, UT 84003 (801)-763-3000 FAX (801)-763-3004

June 18, 2009

Lt. Governor's Office  
Utah State Capitol Complex  
P.O. Box 142325  
Salt Lake City, Utah 84114-2325

To Whom It May Concern:

Enclosed you will find information for The Wedge Annexation for American Fork City. I have included a copy of our Ordinance of Annexation, the boundary description of the annexation, and an 11 x 17 copy of the annexation map.

If approved, please send the Certificate of Annexation to:

American Fork City  
Terilyn Lurker, Deputy Recorder  
51 East Main  
American Fork, UT 84003

If you have any questions or need further information, please call me at 801-763-3000 ext. 501.

Sincerely,

Terilyn Lurker, CMC  
Deputy Recorder

**Received**

JUN 23 2009

Gary R. Herbert  
Lieutenant Governor

MAYOR HEBER M. THOMPSON

COUNCIL MEMBERS DALE O. GUNTHER, SHERRY KRAMER, SHIRL D. LEBARON, HEIDI K. RODEBACK, RICK STORRS

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. 2009-05-21  
THE WEDGE ANNEXATION (100 EAST 1400 NORTH)  
SEE ATTACHMENT 'A'

SECTION II. THAT THE TERRITORY ANNEXED UNDER SECTION I ABOVE, IS HEREBY CLASSIFIED INTO THE R1-12,000 SINGLE FAMILY RESIDENTIAL ZONE. WATER RIGHTS CONVEYANCE REQUIREMENTS ARE HEREBY DELAYED UNTIL TIME OF DEVELOPMENT IN ACCORDANCE WITH THE ORDINANCES IN EFFECT AT THAT TIME.

SECTION III. THIS ORDINANCE SHALL TAKE EFFECT UPON ITS PASSAGE AND FIRST PUBLICATION. PASSED BY THE CITY COUNCIL OF AMERICAN FORK, THIS 26 DAY OF MAY, 2009.

  
HEBER M. THOMPSON, MAYOR

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 26 DAY OF MAY, 2009.

  
RICHARD M. COLBORN, RECORDER



# ATTACHMENT A

## CITY 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.

## BOUNDARY DESCRIPTION

BEGINNING S00°01'21"E 572.15 FEET AND EAST 292.26 FEET FROM THE NORTHWEST CORNER OF SECTION 12, T5S, R1E, SALT LAKE BASE AND MERIDIAN, THENCE:

S89°12'00"E	280.18'	THENCE
S18°00'00"W	281.98'	ALONG CITY BOUNDARY
WEST	209.43'	ALONG CITY BOUNDARY
S23°00'00"W	87.22'	ALONG CITY BOUNDARY
N86°19'19"W	114.92'	THENCE
N25°35'09"E	382.47'	TO THE POINT OF BEGINNING

AREA = 2.08 ACRES

  
\_\_\_\_\_  
AMERICAN FORK CITY ENGINEER

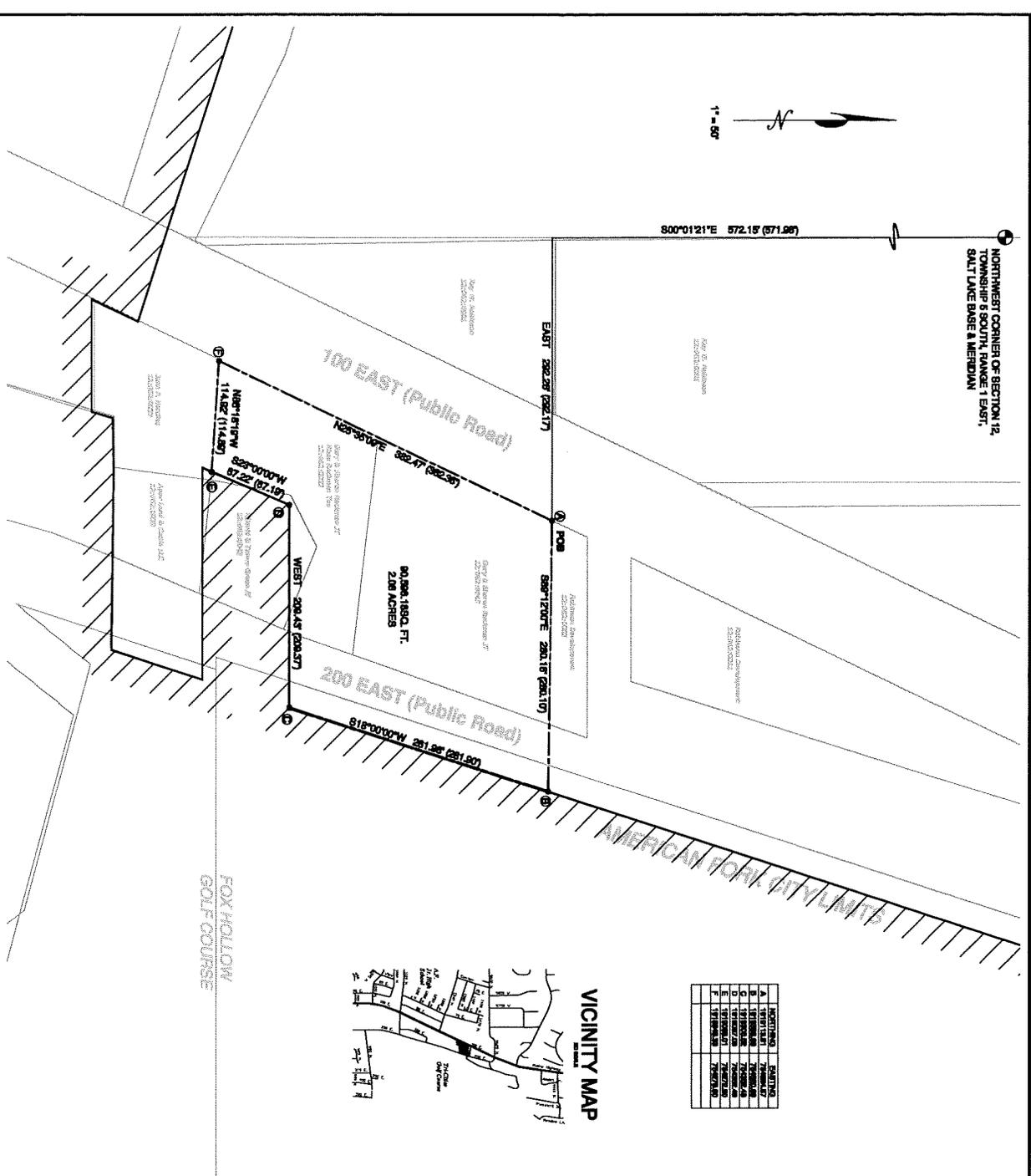
6/14/09  
\_\_\_\_\_  
DATE



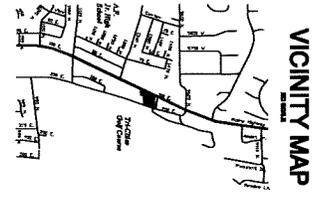
CITY ENGINEER

NORTHWEST CORNER OF SECTION 12  
TOWNSHIP 5 SOUTH RANGE 1 EAST,  
SALT LAKE BASE & MERIDIAN

800°01'21"E 572.15' (571.86')



NOTHING	SHADING
A. HATCHING	THE WEDGE
B. HATCHING	THE WEDGE
C. HATCHING	THE WEDGE
D. HATCHING	THE WEDGE
E. HATCHING	THE WEDGE
F. HATCHING	THE WEDGE



**CITY 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.

**BOUNDARY DESCRIPTION**

BEGINNING 800°01'21"E 672.15 FEET AND EAST 282.28 FEET FROM THE NORTHWEST CORNER OF SECTION 12, T8S, R1E, SALT LAKE BASE AND MERIDIAN, THENCE:

89°12'00"E 280.18' THENCE  
S19°00'00"W 281.87' ALONG CITY BOUNDARY  
WEST 208.45' ALONG CITY BOUNDARY  
N87°19'19"W 114.82' ALONG CITY BOUNDARY  
N87°50'00"E 282.27' THENCE TO THE POINT OF BEGINNING

AREA = 208 ACRES

AMERICAN FORK CITY ENGINEER \_\_\_\_\_  
DATE \_\_\_\_\_

CITY ENGINEER \_\_\_\_\_

**ACCEPTANCE BY LEGISLATIVE BODY**

WE, THE DULY ELECTED COUNCIL OF THE CITY OF AMERICAN FORK, UTAH, HAVE HEREBY INITIATED PROCEDURES FOR THE ANNEXATION OF THE TRACT OF LAND SHOWN HEREBY, 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 SAID TRACT, PROVIDED NOTICE AND CONDUCTED HEARINGS ON THE MATTER, AND (2) THE CITY ENGINEER HAS PROVIDED FOR THE ANNEXATION OF THE TRACT OF LAND SHOWN HEREBY, AND THE ANNEXATION OF THE TRACT OF LAND SHOWN HEREBY IS IN ACCORDANCE WITH THE PROVISIONS OF SECTION 10-6-418, UTAH CODE ANNOTATED, AS AMENDED, AND (3) THAT THE COUNCIL DOES HEREBY APPROVE AND ACCEPT THE ANNEXATION OF SAID TRACT OF LAND SHOWN HEREBY AS A PART OF AMERICAN FORK CITY, TO BE KNOWN HEREAFTER AS THE "The Wedge Annexation," DATED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_.

TOWN \_\_\_\_\_  
DATE \_\_\_\_\_

ATTENT: CITY RECORDER \_\_\_\_\_  
DATE \_\_\_\_\_  
CITY RECORDER \_\_\_\_\_

**ANNEXATION PLAT**

**The Wedge**  
**Annexation**

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

STATE OF UTAH

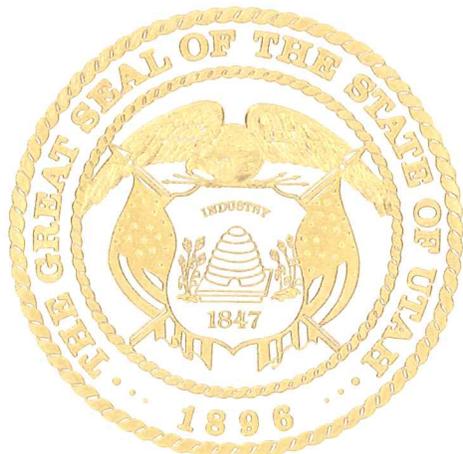


OFFICE OF THE LIEUTENANT GOVERNOR

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 June 9<sup>th</sup>, 2009, 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 15<sup>th</sup> day of July, 2009 at Salt Lake City, Utah.

Handwritten signature of Gary R. Herbert in black ink.

GARY R. HERBERT  
Lieutenant Governor



51 EAST MAIN, PO BOX 397 AMERICAN FORK, UT 84003 (801)-763-3000 FAX (801)-763-3004

July 6, 2009

Lt. Governor's Office  
Utah State Capitol Complex  
P.O. Box 142325  
Salt Lake City, Utah 84114-2325

To Whom It May Concern:

Enclosed you will find information for THE FRONTRUNNER ANNEXATION for American Fork City. I have included a copy of our Ordinance of Annexation and a map of the annexation.

If approved, please send the Certificate of Annexation to:

American Fork City  
Terilyn Lurker, Deputy Recorder  
51 East Main  
American Fork, UT 84003

If you have any questions or need further information, please call me at 801-763-3000 ext. 501.

Sincerely,

Terilyn Lurker, CMC  
Deputy Recorder

Received

JUL 09 2009

Gary R. Herbert  
Lieutenant Governor

MAYOR HEBER M. THOMPSON

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. 2009-06-24**

THE FRONTRUNNER ANNEXATION (800 WEST 200 SOUTH)  
SEE ATTACHMENT 'A'

SECTION II. THAT THE TERRITORY ANNEXED UNDER SECTION I ABOVE, IS HEREBY CLASSIFIED INTO THE PF PUBLIC FACILITY ZONE.

SECTION III. THIS ORDINANCE SHALL TAKE EFFECT UPON ITS PASSAGE AND FIRST PUBLICATION. PASSED BY THE CITY COUNCIL OF AMERICAN FORK, THIS 9 DAY OF JUNE, 2009.

  
HEBER M. THOMPSON, MAYOR

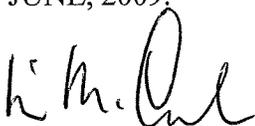


ATTEST:

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 9 DAY OF JUNE, 2009.

  
RICHARD M. COLBORN, RECORDER

**SURVEYOR'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.

**BOUNDARY DESCRIPTION**

BEGINNING N00°11'20"E 10452.1 FEET ALONG THE SECTION LINE AND EAST 2602.93 FEET FROM THE WEST QUARTER CORNER OF SECTION 22, T5S, R1E, SALT LAKE BASE AND MERIDIAN, THENCE  
 THENCE NORTH 795.00 FEET, THENCE S84°07'10"E 5752. FEET, THENCE N78°00'00"W 58.45 FEET, THENCE NORTH 61.84 FEET, THENCE S74°24'12"E 449.34 FEET, THENCE N00°34'52"W 33.87 FEET, THENCE SOUTH 791.23 FEET, THENCE WEST 279.09 FEET, THENCE N02°23'38"E 12.70 FEET, THENCE N89°14'24"W 2395.6 FEET TO THE POINT OF BEGINNING.

AREA = 9.84 ACRES

AMERICAN FORK CITY ENGINEER

DATE \_\_\_\_\_

CITY ENGINEER

**ACCEPTANCE BY 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 TRACT OF LAND IN THE CITY OF AMERICAN FORK, UTAH. THE CITY ENGINEER HAS ADOPTED A RESOLUTION SETTING FORTH ITS INTENT TO ANNEX SAID TRACT, PROVIDED NOTICE AND CONDUCTED HEARINGS ON THE MATTER, AND ADOPTED AN ORDINANCE PROVIDING FOR THE ANNEXATION OF THE TRACT INTO 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 SAID TRACT INTO THE CITY OF AMERICAN FORK CITY, UTAH, TO BE KNOWN HEREAFTER AS THE AF FRONTRUNNER ANNEXATION, DATED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_

MANOR \_\_\_\_\_

ATTEST: CITY RECORDER

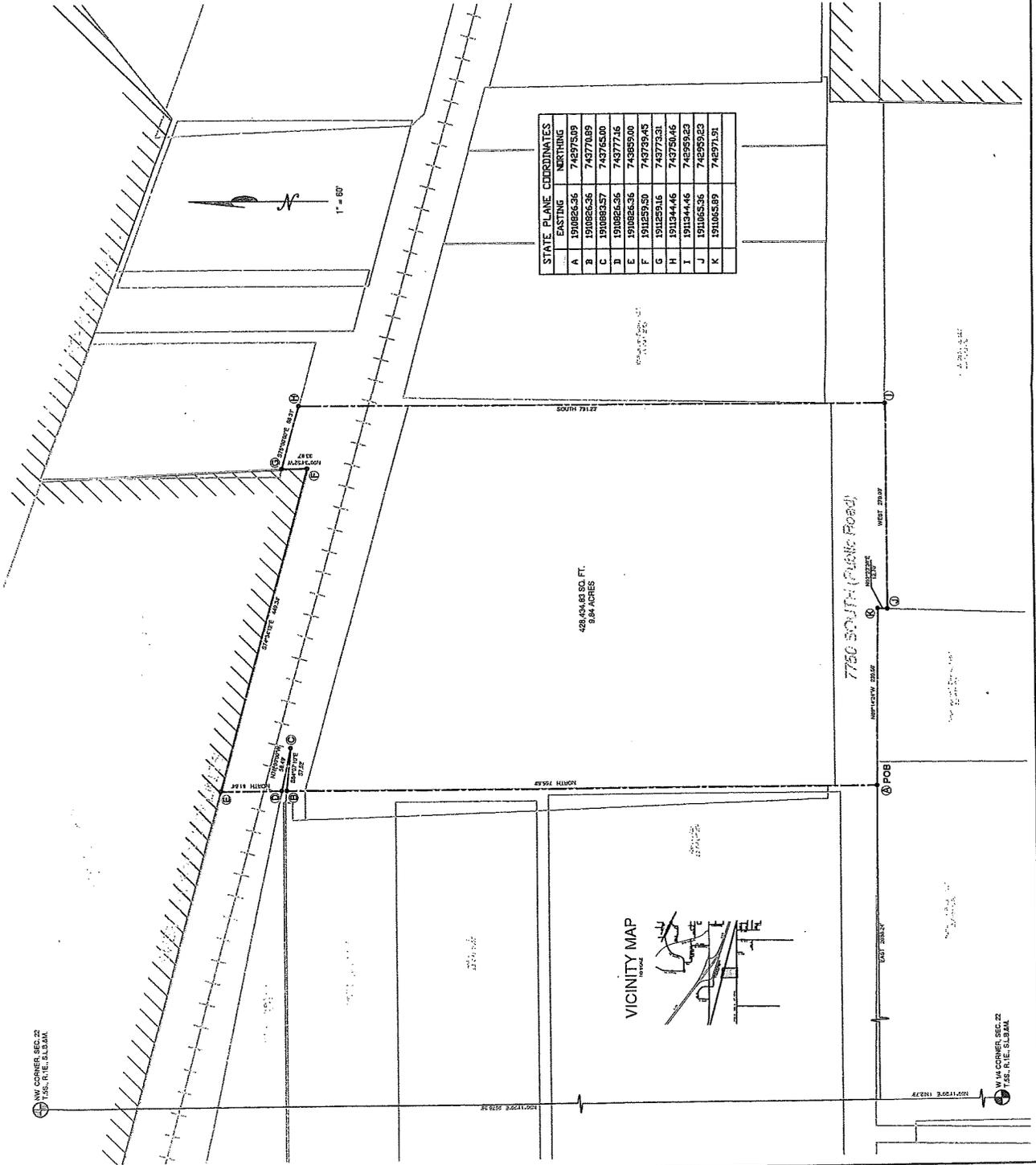
DATE \_\_\_\_\_

CITY RECORDER

**ANNEXATION PLAT**

**AF FRONTRUNNER ANNEXATION**

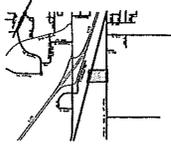
AMERICAN FORK CITY, UTAH COUNTY, UTAH  
 SCALE 1" = 60 FEET



STATE PLANE COORDINATES	EASTING	NORTHING
A	1910826.36	7427509
B	1910826.36	7437709
C	1910826.57	7437650
D	1910826.56	743777.6
E	1910826.36	7438500
F	1910259.50	743735.3
G	1910259.16	743773.3
H	1910344.46	743750.46
I	1910344.46	742952.3
J	191065.36	742952.3
K	191065.89	742971.51

428,434.83 SQ. FT.  
 9.84 ACRES

**VICINITY MAP**



W. W. CORNER, SEC. 22  
 T. 5S., R. 1E., S. 13.00N.

**BOUNDARY DESCRIPTION OF THE AVIATION SERVICES  
COMMUNITY DEVELOPMENT PROJECT AREA  
Redevelopment Agency of Provo City Corporation  
Adopted January 6, 2009**

Beginning at a point in a fence line which is North 542.05 feet and West 4000.03 feet from the Southeast corner of Section 4, Township 7 South, Range 2 East, Salt Lake Base and Meridian; thence North 89°21'30" East 262.29 feet along a fence; thence North 89°18'05" East 375.46 feet along a fence; thence North 89°43'20" East 59.13 feet along a fence to a found ½" rebar in a fence corner; thence South 00°10'27" East 632.68 feet; thence North 89°53'25" East 105.52 feet; thence South 00°08'29" East 187.44 feet, thence North 89°53'51" East 15.72 feet to a fence line; thence South 00°11'58" East 1011.83 feet along a fence; thence North 86°06'11" West 384.57 feet along a fence; thence North 81°28'03" West 39.39 feet along a fence; thence North 70°18'24" West 118.57 feet along a fence; thence North 33°59'15" West 490.11 feet along a fence; thence North 34°03'33" West 1612.76 feet along a fence; thence North 89°41'46" East 289.16 feet along a fence; thence North 89°23'31" East 358.67 feet along a fence; thence North 89°00'38" East 239.72 feet along a fence to the point of beginning.

Basis of bearing is grid North, Utah State Plane Coordinate System Central Zone.

Project Area contains 43.90 acres.



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 GOSHEN CITY, dated January 13<sup>th</sup>, 2009, 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 GOSHEN 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 24<sup>th</sup> day of February, 2009 at Salt Lake City, Utah.

Handwritten signature of Gary R. Herbert in black ink.

GARY R. HERBERT  
Lieutenant Governor

ORDINANCE NO. 01-01 2009

AN ORDINANCE ANNEXING AN AREA OF  
APPROXIMATELY 33 ACRES COMMONLY KNOW AS  
OKELBERRY ANNEXATION  
TO THE TOWN OF GOSHEN, UTAH  
AND ESTABLISHING ZONING FOR THE  
ANNEXED LAND

The Town Council of Goshen finds that the owners of the real property described herein petitioned for annexation of the real property to the corporate limits of the Town of Goshen 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 the Town of Goshen and the annexation will not leave or create an unincorporated island or peninsula.

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

The Town Council finds that the land to be annexed should be zoned for five acre Ranch Lots and will not be allowed to be further sub-divided.

After public comment and careful consideration, the Town Council has determined to annex the referenced property and therefore finds that it should grant a petition for annexation.

BE IT ORDAINED by the Town Council of Goshen, Utah

1. The real property described on the attached annexation plat, referenced as Exhibit A is hereby annexed to the Town of Goshen and the corporate limits of the Town are hereby amended and extended to incorporate the real property described herein.
2. The land described in Exhibit A is hereby zoned for five acre residential Ranch Lots.
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.

Received

FEB 02 2009  
May 2009 2/2

Gen. R. Herbert  
Lieutenant Governor

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 with forty-five (45) days after the date this ordinance is adopted.

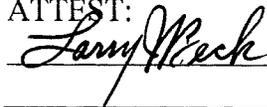
6. This ordinance shall be effective on the date of its first publication.

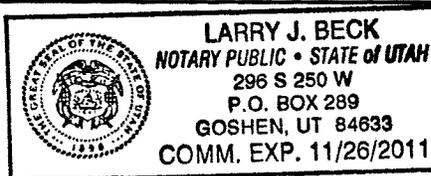
7. The Mayor or the designee of the Major is authorized to notify and implement this annexation with respect to local, county and state government entities.

ADOPTED by the Town Council of Goshen, Utah, this 13th day of January, 2009

By:   
Dorothy Sprague, Mayor

ATTEST:

 Larry Beck, Recorder





UTAH COUNTY  
Surveyor's Office

Clyde R. Naylor, P.E., L.S.  
Utah County Surveyor

2855 South State Street  
Provo, UT 84606  
TEL: 801-851-8600  
FAX: 801-851-8612

**ANNEXATION PETITION EVALUATION**

<b>Municipality</b>	Goshen
<b>Annexation Name</b>	Okelberry Annexation
<b>Review Date</b>	7/1/08
<b>Reviewed By</b>	Melanie Rainey

The above referenced annexation petition has been examined by the Office of the Utah County Surveyor pursuant to Utah Code 10-2-405(4) to determine its status in relation to the following seven items of the Code. A map showing the petition boundary is included herewith. Additional documentation that may be needed pursuant to UCA 10-2-405(2)(a) may be obtained at the address above. Protests to the Boundary Commission (Chairman – Randall Covington) can only be made by Governmental Entities.

**Please Note:** As defined in UCA 10-2-425(5)(b), an annexation becomes effective upon the date of the Lieutenant Governor's certification.

YES	NO	ITEM
X		1. Is the proposed annexation a contiguous, unincorporated area? UCA 10-2-402(1)(b)(I)
X		2. Is the proposed annexation contiguous to the annexing municipality? UCA 10-2-402(1)(b)(ii)
	X	3. Does the proposed annexation leave or create an unincorporated island or peninsula? UCA 10-2-402(1)(b)(iii)
X		4. Is the proposed annexation within the proposed annexing municipality's expansion area? UCA 10-2-402(1)(b)(iv)
	X	5. Is the proposed annexation within an Agriculture Protection Area? UCA 10-2-403(3)(b)(i)(B)(II)
X		6. Does the petition include an accurate map prepared by a licensed surveyor? UCA 10-2-403(3)(c)(i)
	X	7. Does the proposed annexation include all or part of an area proposed for annexation to a municipality in a previously filed petition that has not been denied, rejected, or granted? UCA 10-2-403(4)



UTAH COUNTY  
Surveyor's Office

Clyde R. Naylor, P.E., L.S.  
Utah County Surveyor

2855 South State Street  
Provo, UT 84606  
TEL: 801-851-8600  
FAX: 801-851-8612

### ANNEXATION PETITION EVALUATION

<b>Municipality</b>	Goshen
<b>Annexation Name</b>	Okelberry Annexation
<b>Review Date</b>	7/1/08
<b>Reviewed By</b>	Melanie Rainey

This is only approval of the annexation petition. Please record a copy of the annexation with the Utah County Recorders Office.

Utah County Recorder  
Administration Building, Suite 1300  
100 East Center Street  
Provo, UT 84606

350 S.

10200 W.

OKELBERY ANNEXATION

# Goshen Annexation Petition

Okelberry  
Annexation



1 inch equals 200 feet

### Legend

- Official County Roads
- Paved
- Unpaved
- State Roads
- I-15
- US HWY/State Route
- Other FAE Route
- Paved Roads
- Dirt Roads
- Gravel Roads
- Other Routes
- Railroads
- Parcels
- Agricultural Consents
- Annexation Petitions
- Previously Filed Petitions
- Okelberry Annexation
- Incorporated Cities



Uran County Public Works  
Mapping Division  
2300 W. 1000 N.  
P.O. Box 17  
Preston, UT 84606  
(801) 851-8525

Map Document: C:\MapInfo\goshen\goshen.mxd  
Map Date: 2/1/2009 11:42:39 AM

STATE OF UTAH

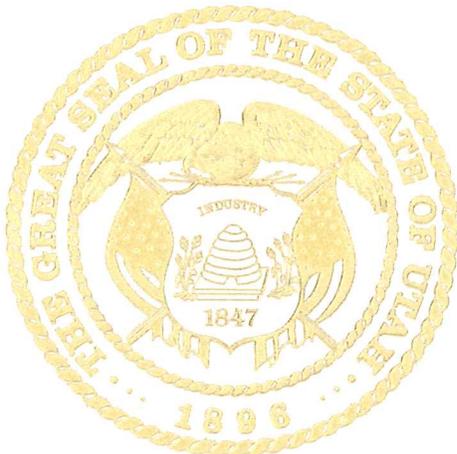


OFFICE OF THE LIEUTENANT GOVERNOR

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 February 24<sup>th</sup>, 2009, 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 10<sup>th</sup> day of March, 2009 at Salt Lake City, Utah.

Handwritten signature of Gary R. Herbert in black ink.

GARY R. HERBERT  
Lieutenant Governor

RESOLUTION NO. 02-24-09.B

RESOLUTION OF INTENT OF LEHI CITY COUNCIL TO  
ANNEX REAL PROPERTY  
(SMITH - ELLSWORTH ANNEXATION)

WHEREAS, the Lehi City Council has determined that certain parcels of real property described on Attachment "A" constitute a portion of an unincorporated island which is contiguous to Lehi City Corporation and should be annexed to Lehi City Corporation; and

WHEREAS, the area to be annexed consists of one or more unincorporated islands or unincorporated peninsulas contiguous to the municipality, each of which has fewer than 800 residents; and

WHEREAS, Lehi City Corporation has provided one or more municipal-type services to the area for at least one year; and

WHEREAS, the Lehi City Council does hereby determine that not annexing the entire unincorporated island or peninsula to which the subject parcels belong is in the best interest of Lehi City Corporation;

NOW THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. The Lehi City Council does hereby determine that not annexing the entire unincorporated island or peninsula to which the subject parcels belong is in the best interest of Lehi City Corporation at this time.

2. Pursuant to the provision of Section 10-2-418 of the Utah Code, the Lehi City Council hereby intends to annex the parcels of real property owned by Jack & Linda Smith, Greg J. Workman, Richard & Peggy Ellsworth and Ellsworth Development Company, LLC, located at approximately 1900 North 1200 East, Lehi, Utah, consisting of

Received

MAR 09 2009

Gary R. Herbert  
Lieutenant Governor

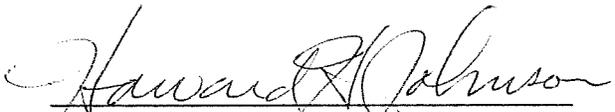
about 10.4 acres and further described by Attachment "A".

3. Staff is directed to publish notice of this proposed annexation in a newspaper of general circulation within Lehi City, once a week for three successive weeks. Said notice shall comply with the requirements of Section 10-2-418(2)(b) of the Utah Code.

4. This Resolution shall be effective upon the date of its adoption.

PASSED AND APPROVED by the City Council of Lehi City, Utah this

24<sup>th</sup> day of February, 2009.

  
\_\_\_\_\_  
HOWARD H. JOHNSON, Mayor

ATTEST:

  
\_\_\_\_\_  
CONNIE ASHTON, City Recorder

# SURVEYOR'S STATEMENT

I HEREBY CERTIFY THAT THIS IS A TRUE AND ACCURATE MAP OF THE TRACT OF LAND TO BE ANNEXED INTO

CITY OF LEHI, UTAH COUNTY, UTAH.

## BOUNDARY DESCRIPTION

Beginning in the West boundary line of the Cooper Annexation at a point 810.15 feet S. 0°40'51" E. along the section line and 20.76 feet EAST from the East Quarter Corner of Section 4, Township 5 South, Range 1 East, Salt Lake Base and Meridian, in Utah County, Utah; and running

thence S. 0°11'41" E. 234.76 feet along said west boundary of the Cooper Annexation;

thence S. 87°13'42" W. 372.23 feet along the north boundary line of the Richard M. Ellsworth Addition;

thence S. 0° 21'00" E. 125.14 feet along the west boundary line of said Ellsworth Addition;

thence N. 87°14'03" E. 371.89 feet along the south boundary line of said Ellsworth Addition to the west line of said Cooper Annexation;

thence S. 0°11'42" E. 305.50 feet along said west boundary line of the Cooper Annexation to the north boundary line of the Schumann Addition;

thence N. 87°58'26" W. 422.52 feet along said north boundary line of the Schumann Addition;

thence N. 88°57'14" W. 604.96 feet to the east boundary of the Evans Addition;

thence N. 0°05'00" E. 329.45 feet along said east boundary line of the Evans addition to the south line of the Lehi Church Annexation;

thence along said Lehi Church Annexation boundary the following eight (8) courses and distances:

(1) N. 88°00'39" E. 74.12 feet;

(2) Southeasterly 38.63 feet along the arc of a 24.00-foot radius curve to the right Note: (Chord bears S. 45°52'45"E. for a distance of 34.59 ft.);

(3) S. 0°13'51" W. 19.80 feet;

(4) S. 89°10'48" E. 379.60 feet;

(5) N. 0°13'51" E. 341.05 feet;

(6) N. 87°50'47" E. 48.97 feet;

(7) N. 88°09'12" E. 247.32 feet;

(8) N. 88°32'01" E. 228.18 feet;

thence N. 89°48'18" E. 20.38 feet to the point of beginning.

CONTAINING 10.362 Acres

BASIS OF BEARING: UTAH STATE PLANE COORDINATE SYSTEM - CENTRAL ZONE:

S. 00°40'51" E. FROM THE EAST QUARTER CORNER OF SECTION 4 TO THE SOUTHEAST CORNER OF SECTION 4. NAD 83 BEARING.

NOTE: THIS ANNEXATION PLAT IS BASED ON AN OFFICE SURVEY DERIVED FROM THE COUNTY GIS MAPPING, ANNEXATION PLATS, PUBLISHED SECTION LINE DATA, AND RECORDED DEEDS. A FIELD SURVEY WAS NOT PERFORMED TO VERIFY BEARINGS OR DISTANCES OR PUBLISHED COUNTY SECTION LINE DATA.

\_\_\_\_\_  
SURVEYOR

\_\_\_\_\_  
DATE



## NOTICE OF INTENT TO ANNEX REAL PROPERTY

Notice is hereby given that Lehi City Corporation has adopted a resolution indicating its intent to annex real property owned by Jack & Linda Smith, Greg J. Workman, Richard & Peggy Ellsworth and Ellsworth Development Company, LLC, located at approximately 1900 North 1200 East, Lehi, Utah, consisting of about 10.4 acres, and further described as follows:

Beginning in the West boundary line of the Cooper Annexation at a point 810.15 feet S. 0°40'51" E. along the section line and 20.76 feet EAST from the East Quarter Corner of Section 4, Township 5 South, Range 1 East, Salt Lake Base and Meridian, in Utah County, Utah; and running

thence S. 0°11'41" E. 234.76 feet along said west boundary of the Cooper Annexation;

thence S. 87°13'42" W. 372.23 feet along the north boundary line of the Richard M. Ellsworth Addition;

thence S. 0°21'00" E. 125.14 feet along the west boundary line of said Ellsworth Addition;

thence N. 87°14'03" E. 371.89 feet along the south boundary line of said Ellsworth Addition to the west line of said Cooper Annexation;

thence S. 0°11'42" E. 305.50 feet along said west boundary line of the Cooper Annexation to the north boundary line of the Schumann Addition;

thence N. 87°58'26" W. 422.52 feet along said north boundary line of the Schumann Addition;

thence N. 88°57'14" W. 604.96 feet to the east boundary of the Evans Addition;

thence N. 0°05'00" E. 329.45 feet along said east boundary line of the Evans addition to the south line of the Lehi Church Annexation;

thence along said Lehi Church Annexation boundary the following eight (8) courses and distances:

(1) N. 88°00'39" E. 74.12 feet;

(2) Southeasterly 38.63 feet along the arc of a 24.00-foot radius curve to the right Note: (Chord bears S. 45°52'45"E for a distance of 34.59 ft.);

(3) S. 0°13'51" W. 19.80 feet;

(4) S. 89°10'48" E. 379.60 feet;

(5) N. 0°13'51" E. 341.05 feet;

(6) N. 87°50'47" E. 48.97 feet;

(7) N. 88°09'12" E. 247.32 feet;

(8) N. 88°32'01" E. 228.18 feet;

thence N. 89°43'18" E. 20.38 feet to the point of beginning.

CONTAINING 10.362 Acres

A public hearing has been scheduled before the Lehi City Council on the

14<sup>th</sup> day of April, 2009, at 7:00 p.m. for the purpose of receiving public comment.

The Lehi City Council will annex the above described parcels unless, at or before the public hearing, written protests to the annexation are filed by the owners of real property located within the area proposed for annexation covering a majority of the total private land area within the entire area proposed for annexation and also is equal to at least ½ the value of all private real property within the entire area proposed for annexation.

STATE OF UTAH

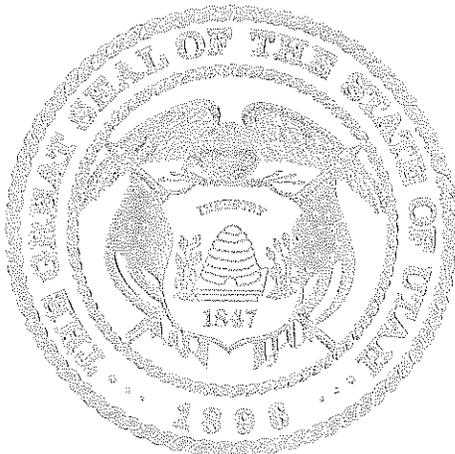


OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF ANNEXATION

I, GREG BELL, 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 September 23<sup>rd</sup>, 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 16<sup>th</sup> day of December, 2009 at Salt Lake City, Utah.

A handwritten signature in black ink that reads "Greg Bell".

---

GREG BELL  
Lieutenant Governor

RESOLUTION NO. 09-23-08 16

**RESOLUTION OF INTENT OF LEHI CITY COUNCIL TO  
ANNEX REAL PROPERTY  
(MARVIN GRAY ANNEXATION)**

WHEREAS, the Lehi City Council has determined that a certain parcel of real property described on Attachment "A" constitutes an unincorporated island and/or peninsula which is contiguous to Lehi City Corporation and should be annexed to Lehi City Corporation; and

WHEREAS, the area to be annexed consists of one or more unincorporated islands or unincorporated peninsulas contiguous to the municipality, each of which has fewer than 800 residents; and

WHEREAS, Lehi City Corporation has provided one or more municipal-type services to the area for at least one year; and

WHEREAS, the Lehi City Council does hereby determine that annexing the unincorporated island or peninsula to which the subject parcels belong is in the best interest of Lehi City Corporation;

**NOW THEREFORE, BE IT RESOLVED AS FOLLOWS:**

1. The Lehi City Council does hereby determine that annexing the unincorporated island or peninsula to which the subject parcel belongs is in the best interest of Lehi City Corporation at this time.

2. Pursuant to the provision of Section 10-2-418 of the Utah Code, the Lehi City Council hereby intends to annex those parcels of real property owned by Marvin Gray located at about 2300 West 1100 South, Lehi, Utah, consisting of about 0.43 acres and further described by Attachment "A".

**Received**

**DEC 16 2009**

**Greg Bell  
Lieutenant Governor**

3. Staff is directed to publish notice of this proposed annexation in a newspaper of general circulation within Lehi City, once a week for three successive weeks. Said notice shall comply with the requirements of Section 10-2-418(2)(b) of the Utah Code.

4. This Resolution shall be effective upon the date of its adoption.

PASSED AND APPROVED by the City Council of Lehi City, Utah this

3rd day of September, 2008.

  
HOWARD H. JOHNSON, Mayor

ATTEST:

  
CONNIE ASHTON, City Recorder





Marvin Gray Annexation

LEHI



APPLICATION FOR ANNEXATION BY RESOLUTION  
(Section 27.020 Through 27.040 Lehi City Development Code)

**For Office Use Only**

Resolution #: 09.04.08. Date Filed: 9/4/2008 City Recorder: Conny Ashton

Fee: \$200 base fee per annexation + \$20 per acre up to 50 acres and \$5 per acre thereafter for each applying property owner based on the number of acres they represent in the annexation. Date Paid: 9/4/08 Receipt Number: 500<sup>00</sup>

Name: MARVIN GRAY Authorized Agent (if applicable): \_\_\_\_\_

Address: 7944 N. 9550 W City: Lehi State: UT Zip: 84043

Phone#: 768-0549 Cell#: \_\_\_\_\_ Fax#: \_\_\_\_\_ Email: \_\_\_\_\_

Name and Address of licensed land surveyor: TRANE Engineering, 170 S INTERSTATE PLAZA

Name of Proposed Annexation: MARVIN GRAY ANNEXATION

General Location of Proposed Annexation: 2300 W 1000 S

What Percent of the Private Real Property Within the Proposed Annexation is Represented by the Signatures of the Owners? 100

What Percent of the Value of Private Real Property Within the Annexation Plat is Represented by the Signatures of the Owners? 100

Total Number of Acres Included in Annexation: 2.43 Total Number of Parcels Included in Annexation: 1

Zoning Requested: R-1-22 TH-5  
0.7 ACRES 1.27 ACRES

**APPLICATION REQUIREMENTS**

All fees and the application requirements listed below are required of all proposed annexations regardless of size. In addition to the following information, the applicant may be required to provide additional information if the staff, DRC, Planning Commission, or City Council finds the information to be necessary to evaluate the merits of the proposed annexation.

- (1)        **Owners Request for Annexation** (p. 3 of the application): This application must be accompanied by the signatures of each property owner included in the Annexation who is requesting that the City annex their property by resolution (the owner of real property shall be the record title owner according to the records of the county recorder on the date of the filling of the application).
- (2)        **Annexation Plat:** An annexation plat in a format acceptable for recording and drawn by a licensed land surveyor must accompany this application. The plat must include the following information:
  - (a)        A title block containing the name of the annexation, surveyors certificate, scale, City Council signature block and the following verbiage above the City Council's signature block: "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 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 said City and that said tract of land is to be known hereafter as the        annexation".
  - (b)        Identify on the plat each parcel included in the annexation and on each parcel label the following:
    - (i)        Owner's name

**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 285.14 FEET AND EAST 246.95 FEET FROM THE SOUTHWEST CORNER OF SECTION 18, TOWNSHIP 5 SOUTH, RANGE 1 EAST, SALT LAKE BASE AND MERIDIAN

COURSE	DISTANCE	BEARINGS
1	321.85	ALONG SOUTHWEST CORNER
2	321.85	ALONG SOUTHWEST CORNER
3	321.85	ALONG SOUTHWEST CORNER
4	321.85	ALONG SOUTHWEST CORNER
5	321.85	ALONG SOUTHWEST CORNER
6	321.85	ALONG SOUTHWEST CORNER
7	321.85	ALONG SOUTHWEST CORNER
8	321.85	ALONG SOUTHWEST CORNER
9	321.85	ALONG SOUTHWEST CORNER
10	321.85	ALONG SOUTHWEST CORNER
11	321.85	ALONG SOUTHWEST CORNER
12	321.85	ALONG SOUTHWEST CORNER
13	321.85	ALONG SOUTHWEST CORNER
14	321.85	ALONG SOUTHWEST CORNER
15	321.85	ALONG SOUTHWEST CORNER
16	321.85	ALONG SOUTHWEST CORNER
17	321.85	ALONG SOUTHWEST CORNER
18	321.85	ALONG SOUTHWEST CORNER
19	321.85	ALONG SOUTHWEST CORNER
20	321.85	ALONG SOUTHWEST CORNER
21	321.85	ALONG SOUTHWEST CORNER
22	321.85	ALONG SOUTHWEST CORNER
23	321.85	ALONG SOUTHWEST CORNER
24	321.85	ALONG SOUTHWEST CORNER
25	321.85	ALONG SOUTHWEST CORNER
26	321.85	ALONG SOUTHWEST CORNER
27	321.85	ALONG SOUTHWEST CORNER
28	321.85	ALONG SOUTHWEST CORNER
29	321.85	ALONG SOUTHWEST CORNER
30	321.85	ALONG SOUTHWEST CORNER
31	321.85	ALONG SOUTHWEST CORNER
32	321.85	ALONG SOUTHWEST CORNER
33	321.85	ALONG SOUTHWEST CORNER
34	321.85	ALONG SOUTHWEST CORNER
35	321.85	ALONG SOUTHWEST CORNER
36	321.85	ALONG SOUTHWEST CORNER
37	321.85	ALONG SOUTHWEST CORNER
38	321.85	ALONG SOUTHWEST CORNER
39	321.85	ALONG SOUTHWEST CORNER
40	321.85	ALONG SOUTHWEST CORNER
41	321.85	ALONG SOUTHWEST CORNER
42	321.85	ALONG SOUTHWEST CORNER
43	321.85	ALONG SOUTHWEST CORNER
44	321.85	ALONG SOUTHWEST CORNER
45	321.85	ALONG SOUTHWEST CORNER
46	321.85	ALONG SOUTHWEST CORNER
47	321.85	ALONG SOUTHWEST CORNER
48	321.85	ALONG SOUTHWEST CORNER
49	321.85	ALONG SOUTHWEST CORNER
50	321.85	ALONG SOUTHWEST CORNER

ANNEXATION AREA 7.3 ACRES MORE OR LESS

SURVEYOR  
DATE

SURVEYOR'S SEAL

**ACCEPTANCE BY LEGISLATIVE BODY**

THE UNDERSIGNED LEHI CITY COUNSEL HEREBY AND SUBSEQUENTLY ADOPTED AN ORDINANCE ANNEXING SAID TRACT INTO LEHI CITY, UTAH, AND THAT A COPY OF THE ORDINANCE HAS BEEN PREPARED FOR THE CITY CLERK 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 WITHIN JURISDICTION OF THE

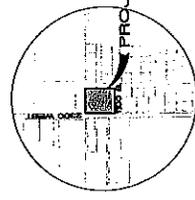
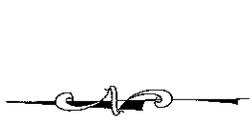
MARVIN GRAY ANNEXATION

DATED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_  
RECORDED  
RECORDER'S SEAL

**ANNEXATION PLAT**

**MARVIN GRAY ANNEXATION**

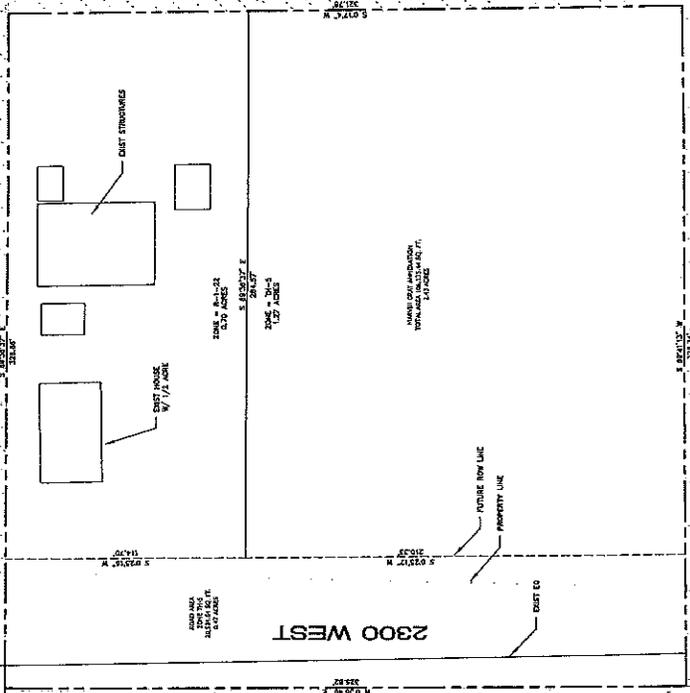
LEHI CITY



1040 SOUTH

1100 SOUTH

2300 WEST



SEE TO BE CORRECTED BY THE CITY ENGINEER AND THE CITY CLERK

DATE: 2024

LEHI CITY ENGINEER

LEHI CITY CLERK

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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 LONGHORN SPECIAL SERVICE DISTRICT, dated May 26<sup>th</sup>, 2009, 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 LONGHORN 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 3<sup>rd</sup> day of June, 2009.



  
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

May 26, 2009

Utah State Lt. Governor  
Utah State Capitol Complex  
P.O. Box 142325  
Salt Lake City, UT 84114-2325

*Re: Creation of the Longhorn 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 Longhorn 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 Longhorn 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\Longhorn SSD\Lt Gov Longhorn SSD Certification.let.wpd

**Received**

**JUN 03 2009**

**Gary R. Herbert**  
Lieutenant Governor

## EXHIBIT A

**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 Longhorn Special Service District, Utah County, Utah, by Resolution adopted on May 26, 2009, and recorded by the Utah County Recorder on May 26, 2009. A copy of said Resolution is attached hereto as Exhibit "A" and incorporated herein by reference.

A map showing the boundaries of the Longhorn 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 Longhorn Special Service District have been fully met.

DATED this 26<sup>th</sup> of May, 2009.

BOARD OF COUNTY COMMISSIONERS  
UTAH COUNTY, UTAH

ATTEST:  
Bryan E. Thompson  
Utah County Clerk/Auditor

By: Lynia Stuebeland  
Deputy

Larry A. Ellertson  
LARRY A. ELLERTSON, Chair

Steve White  
STEVE WHITE, Commissioner

Excused  
GARY J. ANDERSON, Commissioner

APPROVED AS TO FORM:  
Jeffrey R. Buhman  
Utah County Attorney

By: Ernest J. Buhman  
Deputy

**Resolution No. 2009-79**

Provo City, Utah  
May 26, 2009

The Board of County Commissioners of Utah County, Utah (hereinafter the "Commission") met in regular public session at the regular meeting place of the Commission in the Utah County Administration Building in Provo City, Utah, at 9:00 a.m. on May 26, 2009.

On roll call, the following members of the Commission were determined present:

Larry A. Ellertson	Chair
Steve White	Vice-Chair

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RANDALL A. COVINGTON  
UTAH COUNTY RECORDER  
2009 May 26 1:52 pm FEE 0.00 BY EO  
RECORDED FOR UTAH COUNTY ATTORNEY

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 Commission an affidavit evidencing the giving of not less than twenty-four (24) hours public notice of the agenda, date, time and place of the May 26, 2009 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 Commission, (2) posting written notice on the Utah Public Notice Website, and (3) 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 Commission 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 May 26, 2009 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 Commission at the Utah County Administration Building, in Provo City, Utah, on May 22, 2009, 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 Commission until the convening of the meeting; and

(b) causing a Notice of Public Meeting to be posted on the Utah Public Website on May 22, 2009, at least twenty-four (24) hours before the convening of the meeting, in the form attached hereto as **Attachment I**; and

(c) causing a copy of the Notice of Public Meeting in the form attached hereto as **Attachment I** to be provided on May 22, 2009, 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 Commission.

IN WITNESS WHEREOF, I have hereunto subscribed my official signature and impressed hereon the official seal of Utah County, Utah, this 26<sup>th</sup> day of May, 2009.

  
\_\_\_\_\_  
Deputy County Clerk/Auditor  
Utah County, Utah

[SEAL]

**ATTACHMENT I**

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PUBLIC NOTICE IS HEREBY GIVEN THAT THE

**BOARD OF COMMISSIONERS OF UTAH COUNTY, UTAH**

**PUBLIC NOTICE IS HEREBY GIVEN THAT THE BOARD OF COMMISSIONERS OF UTAH COUNTY, UTAH, WILL HOLD THEIR REGULARLY SCHEDULED PUBLIC MEETING SCHEDULED FOR MAY 26, 2009 AT 9:00 A.M. AS AN ELECTRONIC MEETING WITH THE ANCHOR LOCATION FOR SAID MEETING TO BE THE UTAH COUNTY COMMISSION CHAMBERS, ROOM 1400 OF THE UTAH COUNTY ADMINISTRATION BUILDING, 100 E. CENTER STREET, PROVO, UTAH.**

**CONSENT AGENDA**

1. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN THE HISTORIC COUNTY COURTHOUSE LEASE AGREEMENT WITH CORY HAFEN FOR A WEDDING RECEPTION TO BE HELD JUNE 12, 2009
2. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN A SERVICE AGREEMENT WITH EASTMAN KODAK COMPANY FOR A KDS DOC ARCHIVE WRITER 4800 SN 102-9297-11799351-02; A KDS ARCHIVE WRITER CASSETTE 66, SN 886-6907-1108893; AND A KDS ARCHIVE WRITER CASSETTE 66, SN 886-6907-11809280 - Located in Records Management
3. APPROVE AND ADOPT A RESOLUTION APPOINTING A DEPUTY CLERK/AUDITOR
4. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN THE 2009 EMPG PROJECT ALLOCATION IN THE AMOUNT OF \$3,542.00
5. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO EXECUTE A LETTER DIRECTING THE UTAH COUNTY PLANNING COMMISSION TO REVIEW AND MAKE A RECOMMENDATION ON PROPOSED ORDINANCES AMENDING THE OFFICIAL UTAH COUNTY ZONE MAP, A PART OF THE UTAH COUNTY LAND USE ORDINANCE
6. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN ONE TERMINATION AGREEMENT AND GENERAL RELEASE (SEVERANCE PAYMENT OPTION) WITH ONE COUNTY EMPLOYEE
7. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN ONE TERMINATION AGREEMENT AND GENERAL RELEASE (SEVERANCE PAYMENT OPTION) WITH ONE COUNTY EMPLOYEE
8. ADOPT A RESOLUTION APPROVING VOLUNTEERS WHO WISH TO DONATE THEIR SERVICES TO UTAH COUNTY
9. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO EXECUTE AN AGREEMENT WITH FIRST QUALITY ENTERPRISES, INC.
10. APPROVE PROPERTY TAX ACTIONS CONTAINED IN RECOMMENDATION LETTER NO. 2009-10
11. APPROVE TAX CREDITS AND REFUNDS RECOMMENDED BY THE COUNTY ASSESSOR'S OFFICE IN CANCELLATION AND CORRECTION LETTER NO. 60192, DATED MAY 15, 2009
12. APPROVE REQUESTED EXEMPTIONS ON LIST DATED MAY 21, 2009, APPLIED FOR BY TAXPAYERS, FOR PAYMENT OF TAXES WHERE THE MARKET VALUE OF EQUIPMENT WAS LESS THAN \$3800 AS PROVIDED BY THE UTAH STATE LEGISLATURE FOR 2009

13. APPROVE TAX CREDITS AND REFUNDS RECOMMENDED BY THE COUNTY ASSESSOR'S OFFICE  
 IN CANCELLATION AND CORRECTION LETTER NO. 227, DATED MAY 21, 2009

14. RATIFICATION OF PAYROLL

Period 11 15 Checks: \$13,305.94 1,154 Total Deposits: \$1,443,400.90 Total: \$1,456,706.84  
 Federal Payroll Taxes: Total: \$ 184,424.05

15. RATIFICATION OF WARRANT REGISTER SUMMARY DATED MAY 15, 2009

Register No. 360	May 11, 2009	Direct Deposit: 5951-5951	Total: \$ 55.54
Register No. 361	May 11, 2009	Check Nos. 113970-114002	Total: \$ 259,043.14
Register No. 362	May 11, 2009	Direct Deposit: 5952-5961	Total: \$ 1,063.87
Register No. 363	May 11, 2009	Check Nos. 114003-114017	Total: \$ 10,044.87
Register No. 364	May 12, 2009	Direct Deposit: 5962-5971	Total: \$ 3,271.47
Register No. 365	May 12, 2009	Check Nos. 114071-114043	Total: \$ 7,264.06
Register No. 366	May 12, 2009	Check Nos. 114044-114063	Total: \$ 22,389.01
Register No. 367	May 12, 2009	Direct Deposit: 5972-5987	Total: \$ 3,738.08
Register No. 368	May 12, 2009	Check Nos. 114064-114105	Total: \$ 9,770.65
Register No. 369	May 12, 2009	Check Nos. 114106-114155	Total: \$ 110,972.08
Register No. 370	May 13, 2009	Direct Deposit: 5988-5991	Total: \$ 59,642.03
Register No. 371	May 13, 2009	Check Nos. 114156-114193	Total: \$ 94,154.17
Register No. 372	May 13, 2009	Direct Deposit: 5992-6000	Total: \$ 1,200.62
Register No. 373	May 13, 2009	Check Nos. 114456-114217	Total: \$ 22,389.31
Register No. 374	May 14, 2009	Check Nos. 114218-114248	Total: \$ 10,999.28
Register No. 375	May 15, 2009	Direct Deposit: 6001-6002	Total: \$ 1,397.86
Register No. 376	May 15, 2009	Check Nos. 114249-114282	Total: \$ 25,005.07
Register No. 377	May 15, 2009	Check Nos. 114283-114322	Total: \$ 144,286.68
			<b>Total: \$ 786,687.79</b>

16. RATIFICATION OF WARRANT REGISTER SUMMARY DATED MAY 26, 2009

Register No. 378	May 18, 2009	Check Nos. 114323-114355	Total: \$ 16,944.73
Register No. 379	May 18, 2009	Direct Deposit: 6003-6010	Total: \$ 797.60
Register No. 380	May 18, 2009	Check Nos. 114356-114373	Total: \$ 9,446.68
Register No. 381	May 19, 2009	Direct Deposit: 6011-6013	Total: \$ 899.68
Register No. 382	May 19, 2009	Direct Deposit: 6014-6014	Total: \$ 76.86
Register No. 383	May 19, 2009	Check Nos. 114374-114389	Total: \$ 222,086.84
Register No. 384	May 19, 2009	Check Nos. 114390-114399	Total: \$ 121,070.35
Register No. 385	May 20, 2009	Check Nos. 114400-114415	Total: \$ 66,001.56
Register No. 386	May 20, 2009	Direct Deposit: 6015-6025	Total: \$ 4,400.26
Register No. 387	May 20, 2009	Check Nos. 114416-114464	Total: \$ 173,108.04
Register No. 388	May 21, 2009	Check Nos. 114465-114480	Total: \$ 1,150.00
Register No. 389	May 21, 2009	Direct Deposit: 6026-6035	Total: \$ 2,587.62
Register No. 390	May 21, 2009	Check Nos. 114481-114535	Total: \$ 2,058.00
Register No. 391	May 21, 2009	Direct Deposit: 6036-6037	Total: \$ 105.70
Register No. 392	May 21, 2009	Check Nos. 114536-114568	Total: \$ 49,521.13
Register No. 393	May 21, 2009	Direct Deposit: 6038-6041	Total: \$ 404,662.20
Register No. 394	May 21, 2009	Check Nos. 114569-114584	Total: \$ 326,221.77
Register No. 395	May 22, 2009	Direct Deposit: 6042-6044	Total: \$ 790.57
Register No. 396	May 22, 2009	Check Nos. 114585-114626	Total: \$ 89,858.78
Register No. 397	May 22, 2009	Direct Deposit: 6045-6045	Total: \$ 30.00
Register No. 398	May 22, 2009	Check Nos. 114627-114651	Total: \$ 43,018.11
			<b>Total: \$1,534,836.48</b>

UTAH COUNTY BOARD OF COMMISSIONERS

AGENDA - May 26, 2009

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REGULAR

1. PROCLAIM THE WEEKS OF MAY 31 - JUNE 13, 2009 AS CANCER AWARENESS WEEKS IN UTAH COUNTY  
- Commissioner Steve White -
2. APPROVE PERSONNEL ACTIONS ORIGINATING MAY 14, 2009  
- Lana Jensen, Personnel Director -
3. APPROVE PERSONNEL ACTIONS ORIGINATING MAY 20, 2009  
- Lana Jensen, Personnel Director -
4. AUTHORIZE AN INCREASE TO THE ATTORNEY STAFFING PLAN (ACCOUNT NO. 100-41450) FOR THE FOLLOWING POSITIONS:  
(1) FULL-TIME CAREER SERVICE ATTORNEY II/CRIMINAL POSITION (CLASS CODE 2001)  
(1) FULL-TIME CAREER SERVICE PARALEGAL I POSITION (CLASS CODE 5701)  
(1) FULL-TIME CAREER SERVICE LEGAL ASSISTANT I POSITION (CLASS CODE 6707)  
- Lana Jensen, Personnel Director -
5. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN AN AGREEMENT WITH SKYMAIL INTERNATIONAL FOR AUTOMATED MAIL PROCESSING SERVICES  
- Susan Shepherd, Clerk/Auditor - Purchasing -
6. APPROVE AND ADOPT A RESOLUTION TRANSFERRING FUNDS BETWEEN DEPARTMENTS OF UTAH COUNTY (*Attorney - Professional legal Services & Non-Reimbursable Travel, Commission - State of the County Address, Public Works - Forest Service Recovery Act - Hobble Creek*)  
- Danene Jackson, Clerk/Auditor - Finance -
7. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN THE "COMPLIANCE AGREEMENT AND BOND FOR OPEN PIT MINING OPERATIONS" AGREEMENT FOR A NEW MINING OPERATION WITH AMES CONSTRUCTION, INC., WITH A SITE LOCATION OF APPROXIMATELY 29086 E US HWY 6 SPANISH FORK CANYON AREA OF UNINCORPORATED UTAH COUNTY. SURETY BOND NO. 105250764 IN THE AMOUNT OF \$21,845.60 WITH TRAVELERS CASUALTY & SURETY COMPANY OF AMERICA OF HARTFORD, CT. UDOT PROJECT, "US 6 MP 218 TO EMMA PARK"  
- Peggy Kelsey, Community Development -
8. APPROVE OR DENY THE RIGTRUP HEIGHTS SUBDIVISION, PLAT "A;" ACCEPT AN IMPROVEMENT BOND OF \$33,072.00, 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 TO THE COUNTY FOR THE ROAD RIGHT-OF-WAY, IN ADDITION TO ANY REQUIRED BY THE COUNTY COMMISSION  
- Brandon Larsen, Community Development -
9. APPROVE OR DENY THE TIMPHAVEN HOMES, PLANNED DWELLING GROUP, PLAT "13," WHICH IS A VACATION OF LOT 2, TIMPHAVEN HOMES, PLAT "8" AND LOT 20, TIMPHAVEN HOMES, PLAT "1-A" AND THE CREATION OF LOTS 1 & 2 OF TIMPHAVEN HOMES, PLAT "13"  
- Brandon Larsen, Community Development -
10. APPROVE OR DENY THE J. PETERSON SUBDIVISION, PLAT "A"; ACCEPT IMPROVEMENT BOND OF \$18,194.00 OR VERIFICATION THAT ALL REQUIRED IMPROVEMENTS HAVE BEEN COMPLETED; AND REQUIRE GREENBELT ROLLBACK TAXES BY PAID, PRIOR TO RECORDING THE PLAT, ON LAND TO BE DEDICATED TO THE COUNTY FOR THE ROAD RIGHT-OF-WAY, IN ADDITION TO ANY REQUIRED BY THE COUNTY COMMISSION  
- Brandon Larsen, Community Development -

UTAH COUNTY BOARD OF COMMISSIONERS

AGENDA - May 26, 2009

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11. APPROVE AND ADOPT AN ORDINANCE TO AMEND THE UTAH COUNTY LAND USE ORDINANCE, SECTION 2-2-B-65 & 66, DEFINITIONS OF NONCOMPLYING STRUCTURES AND NONCONFORMING USES, AND SECTION 1-6, NONCONFORMING USES AND NONCOMPLYING STRUCTURES  
- Jeff Mendenhall, Community Development Director -
12. AUTHORIZE THE UTAH COUNTY CLERK TO SIGN A QUIT CLAIM DEED, EASEMENT AND RELATED DOCUMENTS FOR SR92 TO UDOT FOR PROJECT F-0092  
- Richard Nielson, Public Works Director -
13. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN A RIGHT-OF-ENTRY AND OCCUPANCY AGREEMENT WITH UDOT FOR THE COUNTY-OWNED PARCEL ADJACENT TO THE PROPOSED VINEYARD CONNECTOR  
- Richard Nielson, Public Works Director -
14. APPROVE AND AUTHORIZE THE UTAH COUNTY COMMISSION CHAIR TO SIGN A WAIVER FOR THE DISABLED AMERICAN VETERANS TO USE VIVIAN PARK PAVILION NO. 1 ON AUGUST 15, 2009 AT 7:00 A.M. TO 9:30 P.M. THE REQUESTED FEE WAIVER IS \$95  
- Richard Nielson, Public Works Director -
15. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN AN AGREEMENT WITH FIREROL PROTECTION SYSTEMS, INC., FOR INSPECTION AND MAINTENANCE OF HALON SYSTEMS IN THE UTAH COUNTY ADMINISTRATION BUILDING  
- Richard Nielson, Public Works Director -
16. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN AN AGREEMENT WITH UTAH INTERACTIVE, LLC, TO PROVIDE THE MOTOR POOL STAFF WITH ACCESS TO THE UTAH HIGHWAY PATROL SAFETY INSPECTION RECORDS SYSTEM  
- Richard Nielson, Public Works Director -
17. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN AN AMENDMENT TO AGREEMENT NO. 2009-113 WITH DR. GORDON B. LINDSAY FOR DATA COLLECTION FOR COUNTY-WIDE SURVEY AND FOCUS GROUPS  
- Pat Bird, Substance Abuse -
18. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN THE MEMORANDUM OF UNDERSTANDING WITH THE NATIONAL EVALUATION OF THE CHANGES TO THE WIC FOOD PACKAGES STUDY TEAM AND THE UTAH COUNTY HEALTH DEPARTMENT  
- Dr. Joseph Miner, Health Department Director -
19. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN THE C-3 LOCAL HEALTH DEPARTMENT GENERAL GRANT FY 2010 WITH THE UTAH STATE DEPARTMENT OF HEALTH  
- Dr. Joseph Miner, Health Department Director -
20. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN AMENDMENT NO. 03 TO THE C-3 LOCAL HEALTH DEPARTMENT GENERAL GRANT FY-2009 (DOH #H0810111-03, STATE AGREEMENT NO. 090186) WITH THE UTAH STATE DEPARTMENT OF HEALTH  
- Dr. Joseph Miner, Health Department Director -
21. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN THE C-4 LOCAL HEALTH DEPARTMENT GENERAL GRANT FY 2010 WITH THE UTAH STATE DEPARTMENT OF HEALTH  
- Dr. Joseph Miner, Health Department Director -
22. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN THE C-6 LOCAL HEALTH DEPARTMENT GRANT FY 2010 WITH THE UTAH STATE DEPARTMENT OF HEALTH  
- Dr. Joseph Miner, Health Department Director -

UTAH COUNTY BOARD OF COMMISSIONERS

AGENDA - May 26, 2009

Page 5

ENT 57671:2009 PG 8 of 18

23. APPROVE OR DENY AN APPLICATION BY MOUNTAIN SHORES DEVELOPMENT, LLC, TO AMEND THE UTAH COUNTY ZONE MAP FROM THE M&G-1 MINING AND GRAZING ZONE TO THE RA-5 RESIDENTIAL AGRICULTURAL ZONE, SECTION NOS 329 & 32, T8S R1E, ON THE WEST SIDE OF WEST MOUNTAIN, GENOLA CITY AREA *(Continued from the August 26, 2008 meeting)*
  - Commissioner Steve White -
24. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO EXECUTE A LAND USE AGREEMENT WITH MAPLE LAKE ACADEMY
  - David Shawcroft, Deputy Attorney, Lynn D. Wall, Maple Lake Academy -
25. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO EXECUTE A LETTER FROM THE UTAH DEPARTMENT OF TRANSPORTATION ACKNOWLEDGING RECEIPT OF AN OFFER TO PURCHASE (2) PARCELS OF REAL PROPERTY FOR THE VINEYARD CONNECTOR, 800 NORTH TO I-15 AMERICAN FORK INTERCHANGE-CORRIDOR PRESERVATION
  - Robert Moore, Deputy Attorney -
26. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO EXECUTE AN AGREEMENT WITH ERGOMETRICS FOR TESTING SERVICES
  - Robert Moore, Deputy Attorney -
27. ADOPT AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS (THE "BOARD") OF UTAH COUNTY, UTAH (THE "COUNTY"), CREATING A COMMUNITY DEVELOPMENT AND RENEWAL AGENCY AND RELATED MATTERS
  - Kent Sundberg, Deputy Attorney/Civil Division Chief -
28. APPROVE AND ADOPT A RESOLUTION CREATING THE LONGHORN SPECIAL SERVICE DISTRICT, CREATING AN ADMINISTRATIVE CONTROL BOARD THEREFOR, AND PROVIDING FOR OTHER MATTERS RELATING THERETO
  - Kent Sundberg, Deputy Attorney/Civil Division Chief -
29. 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, Deputy Attorney/Civil Division Chief -
30. 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 -
31. 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 -
32. 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 -
33. 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. DISCUSSION REGARDING USE OF TRAILS WITHIN UTAH COUNTY BY SKATEBOARDERS AND LONGBOARDERS, AND ENFORCING USE AND SPEED RESTRICTIONS  
- Commissioner Larry A. Anderson and Brian Shuey -
2. PRESENTATION ON EXPENSE REDUCTION ANALYSIS  
- Bryan E. Thompson, Utah County Clerk/Auditor, and Ro Davies -

**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 Steve White, and seconded by Commissioner Larry A. Ellertson, was adopted by the following vote:

Aye: Commissioner Larry A. Ellertson  
Commissioner Steve White

Nay: None

Absent: Commissioner Gary J. Anderson

The Resolution is as follows:

**A RESOLUTION creating the Longhorn Special Service District, Utah County, Utah, creating an administrative control board therefor, and providing for other related matters.**

**WHEREAS**, the Utah County Clerk/Auditor received a Petition (the "Petition") on March 27, 2009, proposing the creation of a special service district to be known as the "Longhorn Special Service District" (hereinafter referred to as "District"), having the boundaries set out in "Exhibit A" hereto and to provide the services of water, sewerage, drainage, flood control, garbage collection and disposal, transportation, recreation, and street lighting, 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, without further proceedings by the Commission; and

**WHEREAS**, the Commission received a Notice from the Clerk/Auditor on March 31, 2009 regarding his receipt of the Petition, with said Notice setting a public hearing for May 5, 2009 at 9:00 a.m. at the Utah County Administration Building, 100 East Center Street, Room 1400, Provo, Utah, on the creation of the District and the provision of the aforementioned services; 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 Deseret News, a newspaper of general circulation in Utah County, Utah, once a week during three consecutive weeks on April 5, 2009; April 12, 2009; and April 19, 2009, 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 Commission 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 Commission does hereby find and determine:

- a. That public notice of the hearing on the creation of the District and the furnishing of the services of water, sewerage, drainage, flood control, garbage collection and disposal, transportation, recreation, and street lighting, 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, without further proceedings by the Commission, was given by the Clerk of the Commission by publication of an appropriate notice in The Deseret News, a newspaper of general circulation in Utah County, Utah, once a week for three consecutive weeks prior to May 5, 2009, to-wit, on April 5, 2009; April 12, 2009; and April 19, 2009, 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 creation of the District, pursuant to the provisions of Section 17D-1-206 of the Act.
- c. That a public hearing on the creation of the District and the furnishing of the services of water, sewerage, drainage, flood control, garbage collection and disposal, transportation, recreation, and street lighting, 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, without further proceedings by the Commission, was held and conducted by the Commission as required by law and the notice given thereof, on May 5, 2009 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 Commission 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 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 services of water, sewerage, drainage, flood control, garbage collection and disposal, transportation, recreation, and street lighting within the area of the District, to be furnished by the proposed District, and any other services as may be authorized in the future by amendment to the Act, without further

proceedings by the Commission, and that all proceedings taken in creating the District have been in compliance with law.

Section 2. That there is hereby created a special service district within Utah County, Utah, to be known as the "Longhorn Special Service District." The boundaries of the District are more particularly described in **Exhibit A** hereto, which is hereby attached, incorporated herein and made a part hereof.

Section 3. That the District is created for the purpose of providing the services of water, sewerage, drainage, flood control, garbage collection and disposal, transportation, recreation, and street lighting, 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, without further proceedings by the Commission.

Section 4. That the Commission hereby finds and determines that less than thirty-three percent (33%) of the registered voters of the area proposed to be included within the District filed written protests against the creation of the District, or a specified type or types of services the District is proposed to provide.

Section 5. That the Commission hereby finds and determines that the owners of less than thirty-three percent (33%) of the taxable value of all taxable property within the area proposed to be included in the District filed written protests against the creation of the District, or a specified type or types of services the District is proposed to provide.

Section 6. That the District shall be a separate body corporate and politic and a quasi-municipal corporation distinct from Utah County, Utah. The District shall have all rights, powers, and authority granted to special service districts under the Act.

Section 7. That pursuant to Section 17D-1-301, Utah Code Annotated, 1953 as amended, the Commission hereby creates an Administrative Control Board (the “Board”) to administer and manage the affairs of the District. The initial board shall consist of three (3) persons, each of whom shall be a registered voter of the District or an officer or employee of Utah County. Two (2) members of the Board shall be appointed to serve an initial term of four (4) years and one (1) member shall be appointed to serve an initial term of two (2) years. Each successive term shall be for four (4) years.

The Board of the District shall become effective upon the appointment of three (3) qualified members thereof by the Commission. The Commission shall follow the procedures of Title 17B, Chapter 1, Part 3, Utah Code Annotated, 1953 as amended, for the appointment of members to the Board of the District.

The Commission hereby delegates to the Board of the District, the power to act as the governing authority of the District, with said delegation being effective as soon as three (3) qualified members are appointed by the Commission to the Board. The Commission, however, does not delegate to the Board the power to:

- a. Annex an area to the District or add a service to the District;
- b. Designate, under Section 17D-1-107, Utah Code Annotated, 1953 as amended, the classes of special service district contracts that are subject to Title 11, Chapter 39, Building Improvements and Public Works Projects, Utah Code Annotated, 1953 as amended;
- c. Levy a tax on the taxable property of the District;
- d. Issue District bonds payable from taxes;

- e. Call or hold an election for the authorization of a property tax or the issuance of bonds;
- f. Levy an assessment;
- g. Issue interim warrants or bonds payable from an assessment; or
- h. Appoint a board of equalization under Section 11-42-404, Utah Code Annotated, 1953 as amended.

Section 8. That pursuant to the requirements of Section 17D-1-209, of the Act, the Commission 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 9. That all acts and resolutions in conflict with this Resolution or any part thereof are hereby repealed.

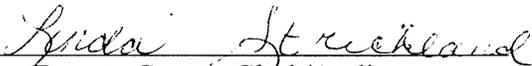
Section 10. That this Resolution shall take immediate effect upon its adoption and approval.

ADOPTED AND APPROVED this 26<sup>th</sup> day of May, 2009.

BOARD OF COUNTY COMMISSIONERS  
UTAH COUNTY, UTAH

  
\_\_\_\_\_  
Larry A. Ellertson, Chair

ATTEST:  
Bryan E. Thompson  
Utah County Clerk/Auditor

By:   
\_\_\_\_\_  
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, Chair

ATTEST:  
Bryan E. Thompson  
Utah County Clerk/Auditor

By:   
\_\_\_\_\_  
Deputy County Clerk/Auditor

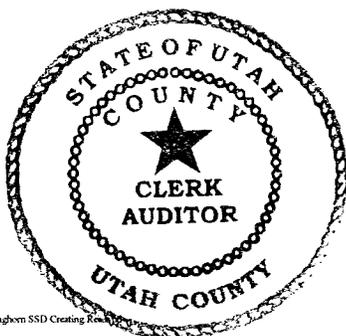
[SEAL]

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.

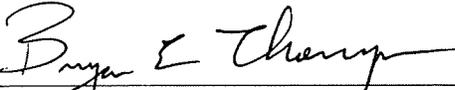
I further certify that the foregoing constitutes a true and correct copy of the minutes of a regular meeting of the Board of County Commissioners of Utah County, Utah, held at the regular meeting place of the Board in the Utah County Administration Building in Provo, Utah, at 9:00 a.m. on May 26, 2009, 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 26<sup>th</sup> day of May, 2009.



[SEAL]

L:\KENTS Lenghorn SSD Lenghorn SSD Creating Res...

  
\_\_\_\_\_  
Bryan E. Thompson, County Clerk/Auditor  
Utah County, Utah

## LONGHORN SPECIAL SERVICE DISTRICT

Beginning at the West quarter corner of Section 17, Township 4 South, Range 2 East, Salt Lake Base and Meridian; running thence North  $00^{\circ}19'13''$  West 5.00 feet; thence East along the Southerly Boundary of Box Elder Subdivision an extension thereof 2638.28 feet to the East line of the West half of said Section 17; thence South  $00^{\circ}45'29''$  East along the East line 110.93 feet to the North line of the Southwest quarter of said Section 17; thence North  $87^{\circ}42'08''$  West along said line 1321.00 feet to the East line of the Northwest quarter of the Southwest quarter of said Section 17; thence South  $00^{\circ}33'33''$  East 1275.38 feet; thence South  $89^{\circ}59'44''$  West 1324.28 feet to the section line; thence North  $00^{\circ}20'34''$  West 1328.40 feet to the point of beginning.

**EXHIBIT B**



STATE OF UTAH

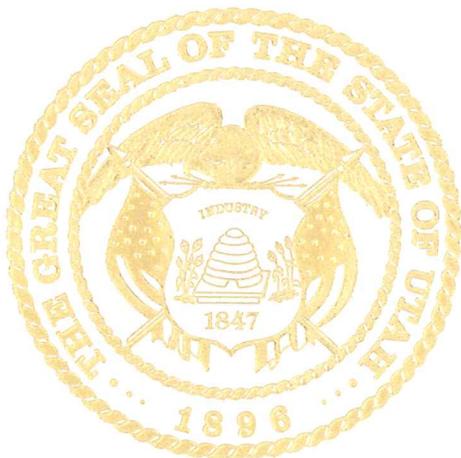


OFFICE OF THE LIEUTENANT GOVERNOR

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 PLEASANT GROVE CITY, dated June 23<sup>rd</sup>, 2009, 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 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 20<sup>th</sup> day of July, 2009 at Salt Lake City, Utah.

Handwritten signature of Gary R. Herbert in black ink.

GARY R. HERBERT  
Lieutenant Governor

**ORDINANCE NO. 2009- 13**

**AN ORDINANCE OF THE CITY COUNCIL OF PLEASANT GROVE, UTAH COUNTY, UTAH, ANNEXING SPECIFIC PROPERTY TO BE KNOWN AS THE "700 SOUTH STREET ANNEXATION" TO PLEASANT GROVE CITY; AMENDING THE OFFICIAL ZONING MAP OF THE CITY; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, on March 31, 2009 the owners of certain real property, Utah County, filed a petition with the City Recorder of Pleasant Grove City, Utah County, State of Utah requesting that property located at approximately 700 South 2500 West, in the Grove (Interchange Subdistrict) zone, to be annexed into the corporate boundaries of Pleasant Grove City; and

**WHEREAS**, the petitioners certify that said property proposed for annexation lies contiguous to the present boundaries of Pleasant Grove City and the petitioners have caused an accurate plat or map of the real property proposed for annexation to be prepared by a licensed surveyor and have filed said plat or map with the city recorder; and

**WHEREAS**, the area proposed for annexation is within the proposed annexing municipality's "Annexation Policy Declaration Expansion Area."

**WHEREAS**, said petition contains the signature of the owner of private real property that: 1) is located within the area proposed for annexation; 2) covers a majority of the private land area within the area proposed for annexation; and covers 100% of the private land area within the area proposed for annexation, if the area is within an agriculture protection area created under Title 17, Chapter 41, Agriculture Protection Area; and 3) is equal in value to at least 1/3 of the value of all the private real property within the area proposed for annexation; and

**WHEREAS**, said petition appears to comply with requirements of Section 10-2-402 and Section 10-2-403, Utah Code Annotated, 1953 as amended.

**WHEREAS**, Utah County has requested that the subject property be annexed into Pleasant Grove City because it appears that this property was inadvertently omitted from previous annexation petitions.

**WHEREAS**, said property is a portion of the Pleasant Grove City Street known as 700 South.

**NOW, THEREFORE**, pursuant to Section 10-2-407, Utah Code, the City Council of Pleasant Grove City, Utah, hereby adopts and passes the following:

**BE IT ORDAINED BY THE CITY COUNCIL OF PLEASANT GROVE, UTAH AS**

**FOLLOWS:**

1. The real property more particularly described in Paragraph 2, below, is hereby annexed to Pleasant Grove, Utah.

2. The real property which is the subject of this ordinance, located at approximately 700

Received

JUL 07 2009

May sent 7/7

Gary R. Herbert  
Lieutenant Governor

South 2500 West, is more particularly described as follows: BEGINNING AT THE EAST 1/4 CORNER OF SECTION 25, TOWNSHIP 5 SOUTH, RANGE 1 EAST, SLB&M., UTAH COUNTY, UTAH: THENCE THE FOLLOWING 8 (EIGHT) COURSES BEING ALONG THE EXISTING PLEASANT GROVE CITY BOUNDARY: (1) WEST 325.96 FEET; (2) NORTH 0°42'29" WEST 552.82 FEET; (3) SOUTH 89°08'31" EAST 0.10 FEET; (4) NORTH 0°42'29" WEST 220.80 FEET; (5) NORTH 89°08'31" WEST 0.10 FEET; (6) NORTH 0°42'31" WEST 409.49 FEET; (7) SOUTH 89°29'57" EAST 0.10 FEET; (8) NORTH 0°42'28" WEST 965.16 FEET; THENCE SOUTH 89°52'18" WEST 2.03 FEET; THENCE SOUTH 0°39'41" EAST 2214.26 FEET TO THE NORTH BOUNDARY OF THE LORRAINE SAGER PROPERTY; THENCE THE FOLLOWING 3 (THREE) COURSES BEING ALONG SAID NORTH BOUNDARY: (1) EAST 328.88 FEET; (2) NORTH 33.00 FEET; (3) EAST 451.62 FEET TO THE EXISTING PLEASANT GROVE CITY BOUNDARY; THENCE THE FOLLOWING 2 (TWO) COURSES BEING ALONG SAID CITY BOUNDARY: (1) NORTH 33.00 FEET; (2) WEST 451.63 FEET TO THE POINT OF BEGINNING.

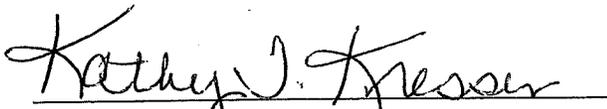
3. The real property described in Paragraph 2, above, shall be classified as being in the Gate Way (Interchange Subdistrict) zone.
4. A certified copy of this Ordinance and an original plat setting forth the property so annexed shall be filed with the County Recorder of Utah County, Utah, by the City Recorder.
5. This Ordinance shall become effective upon its passage and posting as provided by law.

**PASSED AND APPROVED AND MADE EFFECTIVE** by the City Council of Pleasant Grove City, Utah County, Utah, this 23<sup>rd</sup> day of June, 2009.

PLEASANT GROVE CITY CORPORATION

By   
Michael W. Daniels, Mayor

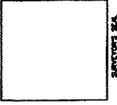
ATTEST:

  
Kathy T. Kresser  
City Recorder

(SEAL)



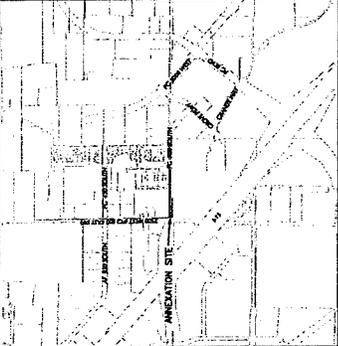
**SURVEYOR'S CERTIFICATE**  
 I, JASON D. WELLES DO HEREBY CERTIFY THAT I AM A REGISTERED LAND SURVEYOR IN THE STATE OF UTAH. I HAVE PERSONALLY CONDUCTED THE SURVEY AND THE ACCURACY OF THE INFORMATION HEREON IS GUARANTEED BY MY PROFESSIONAL OPINION.



JASON D. WELLES, PLS.

DATE

SURVEYOR'S SEAL



VICINITY MAP - N.T.S.

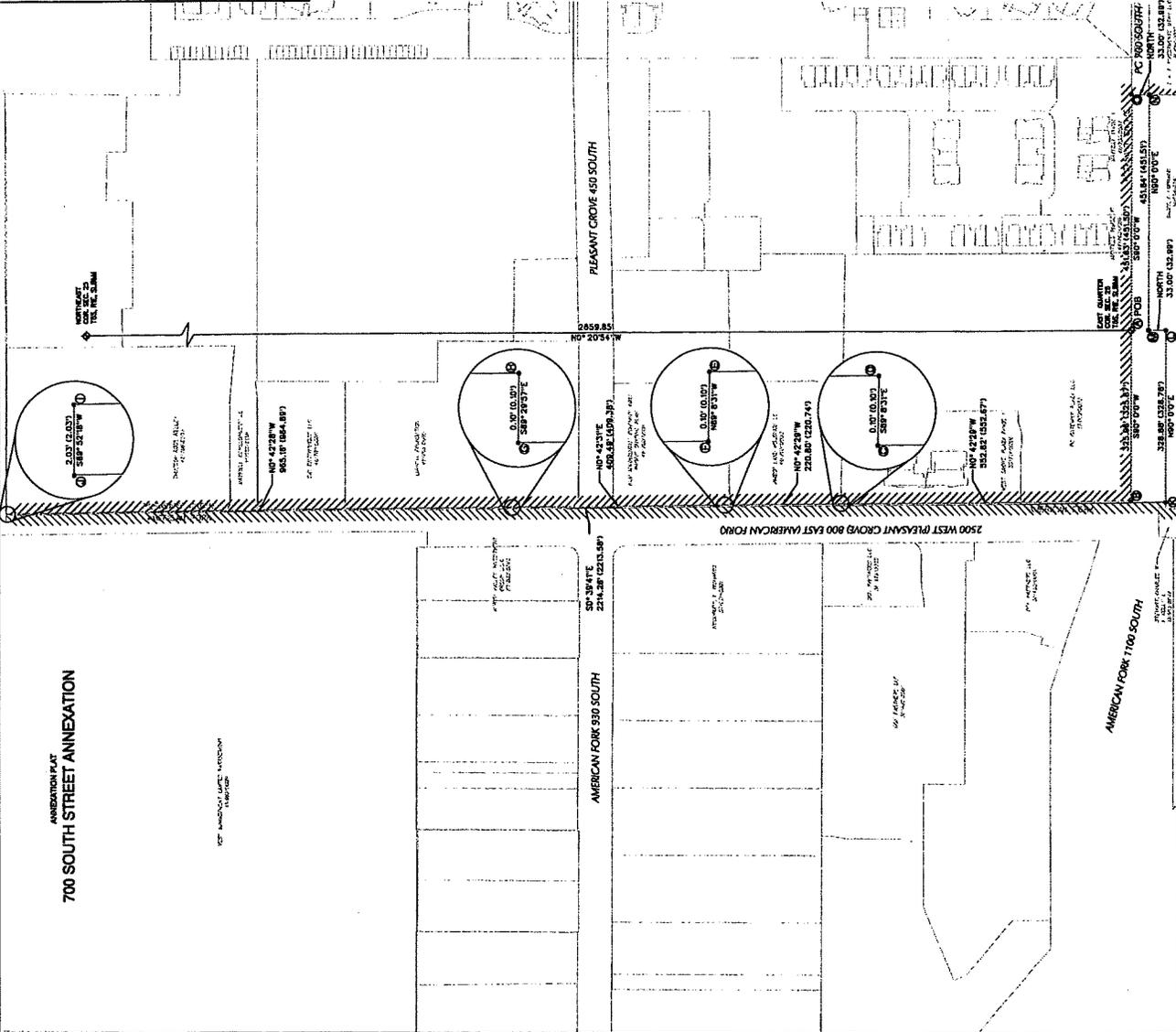
STATE PLANE COORDINATES	
NORTHING	EASTING
A	N 724,577.72 E 1024,078.24
B	N 724,577.72 E 1024,078.24
C	N 724,577.72 E 1024,078.24
D	N 724,577.72 E 1024,078.24
E	N 724,577.72 E 1024,078.24
F	N 724,577.72 E 1024,078.24
G	N 724,577.72 E 1024,078.24
H	N 724,577.72 E 1024,078.24
I	N 724,577.72 E 1024,078.24
J	N 724,577.72 E 1024,078.24
K	N 724,577.72 E 1024,078.24
L	N 724,577.72 E 1024,078.24
M	N 724,577.72 E 1024,078.24
N	N 724,577.72 E 1024,078.24
O	N 724,577.72 E 1024,078.24

**ANNEXATION DESCRIPTION**  
 BEGINNING AT THE EAST CORNER OF SECTION 25, TOWNSHIP 3 SOUTH RANGE 2 EAST, BEING THE EAST CORNER OF THE TRACT OF LAND SHOWN HEREON AS BEING THE EXISTING PLEASANT GROVE CITY BOUNDARY TO WEST 332.58 FEET TO NORTH 0° 42' 28" WEST 522.82 FEET TO SOUTH 89° 03' 37" EAST 0.97 FEET TO NORTH 0° 42' 28" WEST 408.48 FEET TO SOUTH 89° 03' 37" EAST 0.97 FEET TO NORTH 0° 42' 28" WEST 965.8 FEET TO THE NORTH BOUNDARY OF THE CORNER SOUTH 0° 39' 44" EAST 224.28 FEET TO THE NORTH BOUNDARY OF THE CORNER NORTH BOUNDARY TO EAST 338.48 FEET TO NORTH 33.00 FEET TO EAST 451.82 FEET TO THE EXISTING PLEASANT GROVE CITY BOUNDARY THENCE THE EXISTING PLEASANT GROVE CITY BOUNDARY TO WEST 451.82 FEET TO NORTH 33.00 FEET TO WEST 451.82 FEET TO THE POINT OF BEGINNING.

**ACCEPTANCE BY LEGISLATIVE BODY**  
 THIS IS TO CERTIFY THAT WE, THE UNDERSIGNED PLEASANT GROVE CITY COUNCIL HAVE ADOPTED A RESOLUTION OF ITS INTENT TO ANNEX THE TRACT OF LAND SHOWN HEREON AS BEING THE EXISTING PLEASANT GROVE CITY BOUNDARY TO WEST 332.58 FEET TO NORTH 0° 42' 28" WEST 522.82 FEET TO SOUTH 89° 03' 37" EAST 0.97 FEET TO NORTH 0° 42' 28" WEST 408.48 FEET TO SOUTH 89° 03' 37" EAST 0.97 FEET TO NORTH 0° 42' 28" WEST 965.8 FEET TO THE NORTH BOUNDARY OF THE CORNER SOUTH 0° 39' 44" EAST 224.28 FEET TO THE NORTH BOUNDARY OF THE CORNER NORTH BOUNDARY TO EAST 338.48 FEET TO NORTH 33.00 FEET TO EAST 451.82 FEET TO THE EXISTING PLEASANT GROVE CITY BOUNDARY THENCE THE EXISTING PLEASANT GROVE CITY BOUNDARY TO WEST 451.82 FEET TO NORTH 33.00 FEET TO WEST 451.82 FEET TO THE POINT OF BEGINNING.

ATTEST:  
 \_\_\_\_\_  
 CLERK/RECORDER

**ANNEXATION PLAT**  
**700 SOUTH STREET ANNEXATION**  
 PLEASANT GROVE, UTAH COUNTY, UTAH  
 SCALE 1" = 100'



LEGEND

- ANNEXATION LINE
- SECTION CORNER
- ANNEXATION CORNER
- EXISTING PLEASANT GROVE CITY BOUNDARY
- EXISTING AMERICAN FORK CITY BOUNDARY

PREPARED BY  
**JUB**  
 ENGINEERING SURVEYING & PLANNING  
 240 West Central Street, Suite 202  
 Pleasant Grove, Utah 84068  
 (801) 224-8888  
 PROJECT # 00-06-005-003  
 NOVEMBER 2008

**RESOLUTION NO. 2009- 018**

**A RESOLUTION OF PLEASANT GROVE CITY AMENDING ITS ARTICLES OF INCORPORATION FOR THE 700 SOUTH STREET ANNEXATION.**

**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 Fourth Class" as defined in Utah Code Annotated § 10-2-301 (2) (c), Utah Code Annotated, having a population of more than 800 inhabitants, but less than 60,000 inhabitants.

**WHEREAS**, since its incorporation the City of Pleasant Grove has annexed additional parcels of property into 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 annexed into 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 this 23<sup>rd</sup> day of June, 2009

**PASSED, APPROVED AND ADOPTED AND MADE EFFECTIVE** by the City Council of Pleasant Grove City this 23<sup>rd</sup> day of June, 2009.



Michael W. Daniels, Mayor

(SEAL)

ATTEST:

  
Kathy T. Kresser, City Recorder

**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 June 23, 2009, 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**

BEGINNING AT THE EAST 1/4 CORNER OF SECTION 25, TOWNSHIP 5 SOUTH, RANGE 1 EAST, SLB&M., UTAH COUNTY, UTAH; THENCE THE FOLLOWING 8 (EIGHT) COURSES BEING ALONG THE EXISTING PLEASANT GROVE CITY BOUNDARY: (1) WEST 325.96 FEET; (2) NORTH 0°42'29" WEST 552.82 FEET; (3) SOUTH 89°08'31" EAST 0.10 FEET; (4) NORTH 0°42'29" WEST 220.80 FEET; (5) NORTH 89°08'31" WEST 0.10 FEET; (6) NORTH 0°42'31" WEST 409.49 FEET; (7) SOUTH 89°29'57" EAST 0.10 FEET; (8) NORTH 0°42'28" WEST 965.16 FEET; THENCE SOUTH 89°52'18" WEST 2.03 FEET; THENCE SOUTH 0°39'41" EAST 2214.26 FEET TO THE NORTH BOUNDARY OF THE LORRAINE SAGER PROPERTY; THENCE THE FOLLOWING 3 (THREE) COURSES BEING ALONG SAID NORTH BOUNDARY: (1) EAST 328.88 FEET; (2) NORTH 33.00 FEET; (3) EAST 451.62 FEET TO THE EXISTING PLEASANT GROVE CITY BOUNDARY; THENCE THE FOLLOWING 2 (TWO) COURSES BEING ALONG SAID CITY BOUNDARY: (1) NORTH 33.00 FEET; (2) WEST 451.63 FEET TO THE POINT OF BEGINNING.

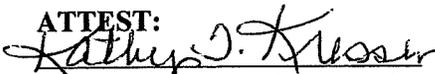
3. The City of Pleasant Grove is a "City of the Fourth Class" as defined in §10-2-301, Utah Code Annotated, having a population of more than 800 inhabitants, but less than 60,000 inhabitants.

Dated this 23<sup>rd</sup> day of June, 2009.

**CITY OF PLEASANT GROVE**

By:   
Michael W. Daniels, Mayor

(SEAL)

**ATTEST:**  
  
Kathy T. Kessler, City Recorder





STATE OF UTAH



OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF ANNEXATION

I, GREG BELL, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office a notice of annexation from PROVO CITY, dated October 19<sup>th</sup>, 2009, 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 PROVO 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 23<sup>rd</sup> day of November, 2009 at Salt Lake City, Utah.

A handwritten signature in black ink that reads "Greg Bell".

---

GREG BELL  
Lieutenant Governor

The City of  
Provo, Utah



November 4, 2009

Lewis K. Billings  
Mayor

Greg Bell  
Lieutenant Governor of the State of Utah  
Utah State Capitol Complex  
East Office Building, Suite E325  
P.O. Box 142220  
Salt Lake City, Utah 84114-2220

**Subject: Provo City - Notice of Annexation, Budge Addition**

The Honorable Greg Bell:

This letter is to give you notice that on October 6, 2009, the Provo City Municipal Council passed Annexation Ordinance 2009-01 annexing into Provo City unincorporated Utah County land. This was approved by Mayor Lewis K. Billings on October 19, 2009, and published on October 25, 2009, as required by law.

The effective date of this annexation shall be the date of the Lieutenant Governor's issuance of a certificate of annexation pursuant to 10-2-425(1)(b) of the Utah State Code, Annotated.

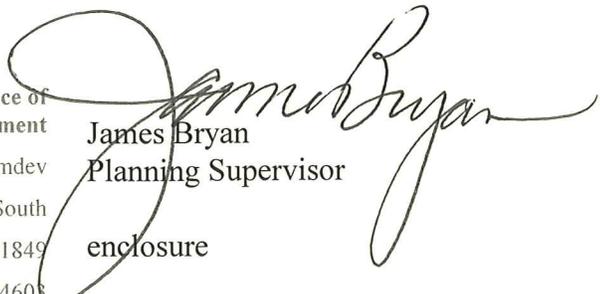
Enclosed, please find a copy of Annexation Ordinance 2009-02 and a copy of the annexation plat.

If you have any questions regarding this letter, I may be reached at (801) 852-6404.

Sincerely,

PROVO COMMUNITY DEVELOPMENT

Office of  
Community Development  
www.provo.org/comdev  
330 West 100 South  
P.O. Box 1849  
Provo, Utah 84603

  
James Bryan  
Planning Supervisor

enclosure

**Received**

**NOV 18 2009**

**Greg Bell  
Lieutenant Governor**

(801) 852-6400  
FAX: (801) 852-6417

**ANNEXATION ORDINANCE 2009-01**

SHORT TITLE:

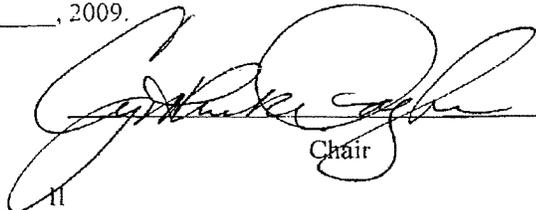
AN ORDINANCE ANNEXING 9.04 ACRES OF REAL PROPERTY LOCATED  
GENERALLY AT 5240 NORTH CANYON ROAD, NORTH TAMPVIEW  
NEIGHBORHOOD, 09-0001A.

PASSAGE BY MUNICIPAL COUNCIL

ROLL CALL

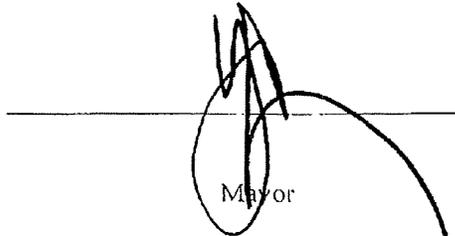
DISTRICT	NAME	MOTION	SECOND	FOR	AGAINST	OTHER
CW 1	DAVID ACHESON			✓		
CW 2	STEVEN C. TURLEY			✓		
CD 1	CYNTHIA R. DAYTON		✓	✓		
CD 2	CYNTHIA J. CLARK			✓		
CD 3	MIDGE JOHNSON			✓		
CD 4	SHERRIE HALL EVERETT			✓		
CD 5	CINDY L. RICHARDS	✓		✓		
				TOTALS	7	0

This ordinance was passed by the Municipal Council of Provo City, on the \_\_\_\_\_ day  
of \_\_\_\_\_, 2009 on a roll call vote as described above. Signed  
this 8 day of October, 2009.

  
 \_\_\_\_\_  
 Chair

APPROVAL BY MAYOR

This ordinance is approved by me this 19 day of October, 2009.

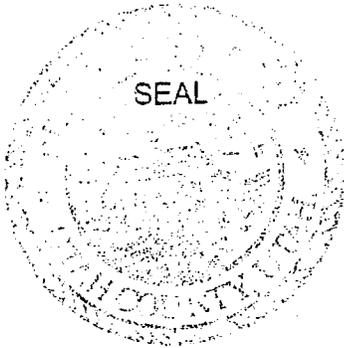
  
 \_\_\_\_\_  
 Mayor

ANNEXATION ORDINANCE 2009-01

III

CITY RECORDER'S CERTIFICATE AND ATTEST

This ordinance was recorded in the office of the Provo City Recorder on the 26 day of October 2009, with a short summary being published on the 19 day of October 2009, in The Daily Herald, a newspaper circulated in Provo, Utah. I hereby certify and attest that the foregoing constitute a true and accurate record of proceedings with respect to Ordinance Number 2009-01.



Signed this 26 day of October 2009.

Ladice Groesbeck  
City Recorder



**Exhibit "A"**  
**Legal Description**

**Annexation:** Budge Addition  
**Project Address:** 5240 N Canyon Rd  
**Applicant:** Don and Kaye Budge

**Community Development File #:** 09-0001A  
**Confirmed correct by:** THIS LEGAL MUST BE CONFIRMED BY AN COOPER  
**Date:**  
**Note:**

**Legal Description:**

Commencing at a point being located North 00°45'09" West along the Section line 1517.48 feet and East 955.50 feet from the found West quarter corner of section 18, Township 6 South, Range 3 East, Salt Lake Base and Meridian; thence North 05°50'09" West along Provo Canyon Road Addition 116.91 feet; thence South 89°22'51" West along Provo Canyon Road Addition 38.13 feet; thence North 05°50'09" West along Fitzgerald Addition 359.17 feet; thence North 89°06'50" East along a Boundary line Agreement Entry # 31562, 2000, 664.77 feet; thence North 89°37'42" East along a Boundary line Agreement Entry # 31562, 2000, 432.07 feet; thence along the Provo Canyon Road Addition as follows: South 22°28'51" West 82.83 feet, South 74°38'09" East 54.00 feet, South 54°45'09" East 50.00 feet, South 19°45'09" East 30.00 feet, South 59°59'51" West 70.00 feet, South 32°15'00" West 98.64 feet, South 88°48'51" West 478.80 feet, South 05°29'09" East 200.40 feet, South 88°48'51" West 508.90 feet to the point of beginning.

Area: 400,787 sq. ft. 9.20 acres

Basis of Bearing = North 00°45'09" West along the Section line from the West quarter to the Northwest corner of said Section 18.  
Datum NAD 27



STATE OF UTAH

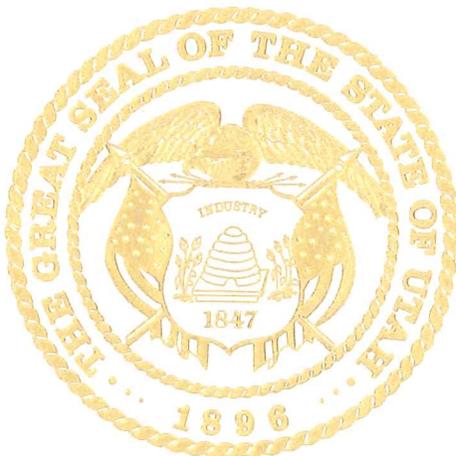


OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF ANNEXATION

I, GREG BELL, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office a notice of annexation from PROVO CITY, dated October 8<sup>th</sup>, 2009, 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 PROVO 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 2<sup>nd</sup> day of November, 2009 at Salt Lake City, Utah.

A handwritten signature in black ink that reads "Greg Bell".

---

GREG BELL  
Lieutenant Governor

The City of  
Provo, Utah

October 27, 2009



Lewis K. Billings  
Mayor

Greg Bell  
Lieutenant Governor of the State of Utah  
Utah State Capitol Complex  
East Office Building, Suite E325  
P.O. Box 142220  
Salt Lake City, Utah 84114-2220

**Subject: Provo City - Notice of Annexation, Villages at Celebration**

The Honorable Greg Bell:

This letter is to give you notice that on October 6, 2009, the Provo City Municipal Council passed Annexation Ordinance 2009-02 annexing into Provo City unincorporated Utah County land. This was approved by Mayor Lewis K. Billings on October 19, 2009, and published on October 25, 2009, as required by law.

The effective date of this annexation shall be the date of the Lieutenant Governor's issuance of a certificate of annexation pursuant to 10-2-425(1)(b) of the Utah State Code, Annotated.

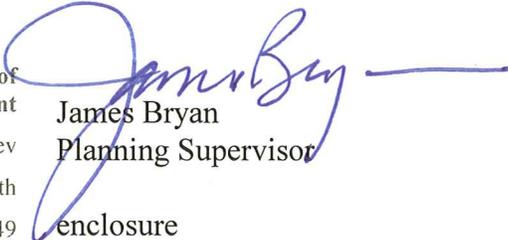
Enclosed, please find a copy of Annexation Ordinance 2009-02 and a copy of the annexation plat.

If you have any questions regarding this letter, I may be reached at (801) 852-6404.

Sincerely,

PROVO COMMUNITY DEVELOPMENT

Office of  
Community Development  
www.provo.org/comdev  
330 West 100 South  
P.O. Box 1849  
Provo, Utah 84603

  
James Bryan  
Planning Supervisor

enclosure

Received

OCT 29 2009

Greg Bell  
Lieutenant Governor

(801) 852-6400

FAX: (801) 852-6417

ANNEXATION ORDINANCE 2009-02

SHORT TITLE:

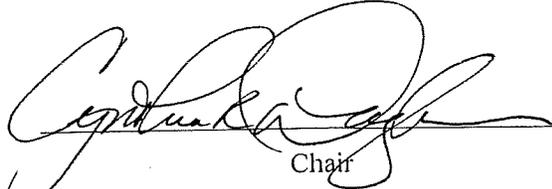
AN ORDINANCE ANNEXING 346.72 ACRES OF REAL PROPERTY LOCATED GENERALLY FROM GENEVA ROAD TO UTAH LAKE BETWEEN APPROXIMATELY 1300 NORTH AND 2000 NORTH. LAKEVIEW NORTH NEIGHBORHOOD. 08-0001A.

PASSAGE BY MUNICIPAL COUNCIL

ROLL CALL

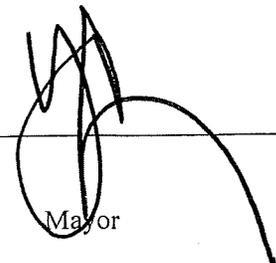
DISTRICT	NAME	MOTION	SECOND	FOR	AGAINST	OTHER
CW 1	DAVID ACHESON			✓		
CW 2	STEVEN C. TURLEY			✓		
CD 1	CYNTHIA R. DAYTON			✓		
CD 2	CYNTHIA J. CLARK			✓		
CD 3	MIDGE JOHNSON		✓	✓		
CD 4	SHERRIE HALL EVERETT	✓		✓		
CD 5	CINDY L. RICHARDS			✓		
				TOTALS	7	0

This ordinance was passed by the Municipal Council of Provo City, on the 6 day of October, 2009 on a roll call vote as described above. Signed this 8 day of October, 2009.

  
 \_\_\_\_\_  
 Chair

APPROVAL BY MAYOR

This ordinance is approved by me this 19 day of October 2009.

  
 \_\_\_\_\_  
 Mayor

ANNEXATION ORDINANCE 2009-02

III

CITY RECORDER'S CERTIFICATE AND ATTEST

This ordinance was recorded in the office of the Provo City Recorder on the \_\_\_\_\_ day of \_\_\_\_\_ 2009, with a short summary being published on the \_\_\_\_\_ day of \_\_\_\_\_ 2009, in The Daily Herald, a newspaper circulated in Provo, Utah. I hereby certify and attest that the foregoing constitute a true and accurate record of proceedings with respect to Ordinance Number 2009-.

SEAL

Signed this \_\_\_\_\_ day of \_\_\_\_\_ 2009.

\_\_\_\_\_  
City Recorder

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ORDINANCE 2009-02.

AN ORDINANCE ANNEXING 346.72 ACRES OF REAL PROPERTY LOCATED GENERALLY FROM GENEVA ROAD TO UTAH LAKE BETWEEN APPROXIMATELY 1300 NORTH AND 2000 NORTH. LAKEVIEW NORTH NEIGHBORHOOD. 08-0001A.

WHEREAS, the owners of real property located generally from Geneva Road to Utah Lake between approximately 1300 North and 2000 North have submitted a petition to annex to Provo City 346.72 acres of property as described in the attached Exhibit "A" (the "Property"); and,

WHEREAS, the annexation petition was deemed accepted as provided in Section 10-2-405 (1)(a)(i)(B) of the Utah Code; and,

WHEREAS, applicable requirements of Section 10-2-401, et seq., of the Utah Code have been met; and,

WHEREAS, as required by Section 15.15.040 of the Provo City Code, the City's staff review committee evaluated the proposed annexation and has no objections to the annexation of the Property; and,

WHEREAS, on April 22, 2009 the Planning Commission held a duly noticed public hearing to consider the annexation petition and after such hearing the Planning Commission recommended to the Municipal Council that the Property be annexed as proposed; and,

WHEREAS, on September 1 and October 6, 2009 the Municipal Council held duly noticed public hearings to receive public comment and ascertain the facts regarding this matter, which facts and comments are found in the hearing record; and,

WHEREAS, after considering the recommendation of the Planning Commission and the staff review committee, and facts and comments presented to the Municipal Council, the Council finds (i) the Property located generally from Geneva Road to Utah Lake between approximately 1300 North and 2000 North, as described in the attached Exhibit "A", should be annexed, and (ii) such action reasonably furthers the health, safety, and welfare of the citizens of Provo.

NOW, THEREFORE, be it ordained by the Municipal Council of Provo City, Utah, as follows:

PART I:

The Property described in the attached Exhibit "A" and located generally from Geneva Road to Utah Lake between approximately 1300 North and 2000 North is hereby annexed.

PART II:

46            This ordinance shall take effect immediately after it has been posted or published as required  
47 by law.

48  
49    END OF ORDINANCE.

**Exhibit "A"**  
**Legal Description**

**Project Name:** Celebration Addition Annexation

**Address:** West of Geneva Road to Utah Lake between approximately 1300 North and 2000 North

**Applicant:** Gardner and Associates

**Community Development File #:** 08-0001A

**Date:** July 6, 2009

COMMENCING AT THE NORTH QUARTER CORNER OF SECTION 33, TOWNSHIP 6 SOUTH, RANGE 2 EAST, SALT LAKE BASE & MERIDIAN; THENCE RUNNING SOUTH A DISTANCE OF 80.24 FEET; THENCE EAST A DISTANCE OF 2040.38 FEET, TO A POINT OF BEGINNING;

S. 27°43'48" E. A DISTANCE OF 14.85 FEET; S. 28°01'02" E. A DISTANCE OF 234.48 FEET; S. 31°38'14" E. A DISTANCE OF 214.84 FEET; S. 40°22'18" E. A DISTANCE OF 261.07 FEET; S. 49°40'05" E. A DISTANCE OF 304.21 FEET; S. 52°20'07" E. A DISTANCE OF 434.21 FEET; S. 52°19'32" E. A DISTANCE OF 502.10 FEET; S. 50°04'39" E. A DISTANCE OF 251.68 FEET; S. 45°41'09" E. A DISTANCE OF 237.32 FEET; S. 41°35'10" E. A DISTANCE OF 200.48 FEET; S. 39°37'36" E. A DISTANCE OF 525.74 FEET; S. 59°01'32" W. A DISTANCE OF 41.24 FEET; S. 41°00'00" E. A DISTANCE OF 222.12 FEET; S. 89°50'58" W. A DISTANCE OF 1654.83 FEET; S. 00°42'23" E. A DISTANCE OF 263.43 FEET; S. 62°45'00" E. A DISTANCE OF 294.93 FEET; THENCE S. 25°38'03" W. A DISTANCE OF 583.81 FEET; S. 00°50'03" E. A DISTANCE OF 1197.39 FEET; THENCE S. 88°38'11" W. A DISTANCE OF 857.37 FEET; THENCE S. 03°28'50" E. A DISTANCE OF 428.43 FEET; THENCE S. 03°02'37" E. A DISTANCE OF 118.14 FEET; THENCE N. 67°20'00" W. A DISTANCE OF 306.33 FEET; THENCE N. 31°26'00" W. A DISTANCE OF 179.90 FEET; THENCE N. 46°03'00" W. A DISTANCE OF 321.40 FEET; THENCE N. 43°10'00" W. A DISTANCE OF 192.00 FEET; THENCE N. 28°41'00" W. A DISTANCE OF 565.83 FEET; THENCE N. 39°11'22" W. A DISTANCE OF 721.64 FEET; THENCE N. 33°30'21" W. A DISTANCE OF 76.65 FEET; THENCE N. 36°30'00" W. A DISTANCE OF 603.24 FEET; THENCE N. 28°00'00" W. A DISTANCE OF 924.00 FEET; THENCE N. 57°00'00" W. A DISTANCE OF 422.40 FEET; THENCE N. 15°30'00" W. A DISTANCE OF 397.98 FEET; THENCE N. 76°58'19" W. A DISTANCE OF 125.66 FEET; THENCE N. 26°10'37" W. A DISTANCE OF 711.21 FEET; THENCE N. 00°47'48" E. A DISTANCE OF 773.25 FEET; THENCE N. 89°32'16" E. A DISTANCE OF 1284.84 FEET; THENCE N. 89°45'52" E. A DISTANCE OF 601.21 FEET; THENCE N. 89°43'28" E. A DISTANCE OF 742.61 FEET; THENCE N. 36°25'02" E. A DISTANCE OF 12.09 FEET; THENCE N. 89°30'58" E. A DISTANCE OF 342.55 FEET; THENCE S. 89°31'14" E. A DISTANCE OF 345.35 FEET TO THE POINT OF BEGINNING.

CONTAINS 346.72 ACRES MORE OR LESS.



# 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 December 22<sup>nd</sup>, 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 9<sup>th</sup> day of February, 2009 at Salt Lake City, Utah.

A handwritten signature in black ink that reads "Gary R. Herbert".

---

GARY R. HERBERT  
Lieutenant Governor

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

M  
←

ENT 133988:2008 PG 1 of 4  
RANDALL A. COVINGTON  
UTAH COUNTY RECORDER  
2008 Dec 26 9:40 am FEE 0.00 BY EO  
RECORDED FOR SALEM CITY

ORDINANCE NO. 91708

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		

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

I SECOND the foregoing motion: Stanley W. Green  
City Council member

ORDINANCE 91708

AN ORDINANCE ANNEXING AND ZONING PROPERTY  
KNOWN AS THE SELMAN 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

JAN 14 2009

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 17<sup>th</sup> day of June, 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 June 26<sup>th</sup>, July 3<sup>rd</sup>, and 10<sup>th</sup>, 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 17th day of September, 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 Agricultural;

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 NORTHWEST CORNER OF SECTION 13, TOWNSHIP 9 SOUTH, RANGE 2 EAST, SALT LAKE BASE & MERIDIAN; AND RUNNING THENCE ALONG THE EXISTING SALEM CITY BOUNDARY LINE THE FOLLOWING (7) COURSES TO WIT: SOUTH 89°12'36" WEST 83.77 FT; SOUTH 0°30'30" EAST 429.68 FT; SOUTH 88°55'43" WEST 778.01 FT; SOUTH 0°24'15" EAST 809.97 FT; NORTH 89°14'49" EAST 781.44 FT; SOUTH 0°26'11" 1423.09 FT; NORTH 89°25'42" EAST 83.93 FT; THENCE SOUTH 0°33'14" EAST 756.31 FT ALONG THE WEST LINE OF SECTION 13 TO THE SOUTHWEST CORNER OF SAID SECTION; THENCE NORTH 89°57'34" EAST 1915.48 FT; THENCE NORTH 0°47'12" WEST 778.75 FT ALONG THE PROPOSED SELMAN ANNEXATION; THENCE ALONG THE EXISTING SALEM CITY BOUNDARY LINE THE FOLLOWING (14) COURSES: SOUTH 89°12'42" WEST 1026.95 FT; NORTH 13°10'18" WEST 577.89 FT; SOUTHWESTERLY 170.16 FT ALONG A 202.57 FT RADIUS CURVE TO THE LEFT (THE CHORD OF SAID CURVE BEARS SOUTH 53°47'47" WEST 165.20 FT); NORTH 12°46'39" 28.85 FT; NORTH 71°37'49" WEST 29.03 FT; NORTH 1°02'59" WEST 715.62 FT; SOUTH 89°59'54" WEST 31.42 FT; NORTH 654.32 FT; NORTH 0°37'50" WEST 615.85 FT; SOUTH 88°59'22" WEST 25.78 FT; NORTH 1°00'38" WEST 72.62 FT; SOUTH 89°28'00" WEST 32.44 FT; NORTH 0°50'49" WEST 101.00 FT; SOUTH 89° 37'42" WEST 498.06 FT TO THE POINT OF BEGINNING. AREA = 90.96 ACRES.

**II.**

The property is hereby zoned A-1 Agricultural.

**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.





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 23<sup>rd</sup>, 2009, 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 20<sup>th</sup> day of July, 2009 at Salt Lake City, Utah.

A handwritten signature in black ink that reads "Gary R. Herbert".

GARY R. HERBERT  
Lieutenant Governor

Mayor  
J. Lane Henderson

# Salem City Corporation

"Modern Living in a Rural Setting"

City Council  
Lynn Durrant  
Terry A. Ficklin  
Stanley W. Green  
Brent V. Hanks  
Todd R. Gordon

PRIDE

UNITY

SERVICE



## CERTIFICATION OF THE BEARNSON-CHRISTENSEN ANNEXATION PETITION MARCH 5, 2009

Salem City Council  
30 West 100 South  
PO Box 901  
Salem, Utah 84653

Steve Bearnson  
8815 S. 2200 W.  
Spanish Fork, Utah 84660

June Christensen  
212 S. Hillside Dr.  
Elk Ridge, Utah 84651

Dear City Council, Mr. Bearnson and Mrs. Christensen,

This is to notify the above parties that I am hereby certifying that the petition for annexation to Salem City filed by Steve Bearnson & June Christensen on the 2nd day of March 2009 meets the requirements of UCA Section 10-2-403 (2), (3) and (4). This certification is made in compliance with UCA Section 10-2-405 (2) and is effective as of the above date.

**Received**

JUL 09 2009  
Map Sect 719  
Gary R. Herbert  
Lieutenant Governor

Jeffrey D. Nielson, City Recorder

30 West 100 South • P.O. Box 901 • Salem, Utah 84653  
PHONE (801) 423-2770 • FAX (801) 423-2818 • www.SalemCity.org

Recorder - Jeffrey Nielson

Treasurer - Jane W. Topham

Chief of Police - Brad S. James

**COPY**

Mayor  
J. Lane Henderson

# Salem City Corporation

"Modern Living in a Rural Setting"

City Council  
Lynn Durrant  
Terry A. Ficklin  
Stanley W. Green  
Brent V. Hanks  
Todd R. Gordon

PRIDE

UNITY

SERVICE



## MAILING CERTIFICATE

I hereby certify that a copy of the certification of the Bearnson-Christensen Annexation Petition and a copy of the Public Notice required by UCA Section 10-2-406 were mailed via United States Postal Service, first class mail, postage pre-paid, on the 5th day of March 2009 to the following entities:

Utah County Commission  
100 E. Center St.  
Provo, Utah 84606

Utah County Boundary Commission  
Attn: Randall Covington  
100 East Center St.  
Provo, Utah 84606

South Utah Valley Electric Service District  
803 N. 500 E.  
PO Box 349  
Payson, Utah 84651

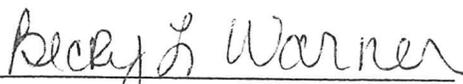
Central Utah Water Conservancy District  
355 West 1300 South  
Orem, Utah 84058

Nebo School District  
350 South Main  
Spanish Fork, Utah 84660

Spanish Fork City  
40 S. Main  
Spanish Fork, Utah 84660

Payson City  
439 W. Utah Ave.  
Payson, Utah 84651

**COPY**

  
Becky L. Warner, Secretary  
Salem City Corporation

30 West 100 South • P.O. Box 901 • Salem, Utah 84653  
PHONE (801) 423-2770 • FAX (801) 423-2818 • www.SalemCity.org

Recorder - Jeffrey Nielson

Treasurer - Jane W. Topham

Chief of Police - Brad S. James

25ml. 2/10

**ORDINANCE NO. 60309B**

ROLL CALL

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

**COPY**

SALEM CITY CORP.  
30 West 100 South  
P.O. Box 901  
Salem, Utah 84653

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

I SECOND the foregoing motion: Council member Todd Gordon  
City Council member

**ORDINANCE: 60309B**

**AN ORDINANCE ANNEXING AND ZONING PROPERTY  
KNOWN AS THE BEARNSON-CHRISTENSEN 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. §10-2-403 (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 5<sup>th</sup> day of March, 2009; 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 March 12<sup>th</sup>, 17<sup>th</sup>, and 24<sup>th</sup>, 2009; 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 3rd day of June, 2009 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 Agricultural, Residential, or Light Industrial;

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:

BEGINNING AT A POINT WHICH LOCATED S01°17'04"E ALONG THE SECTION LINE 39.43 FEET FROM THE EAST CORNER OF SECTION 34,

TOWNSHIP 8 SOUTH, RANGE 2 EAST, SALT LAKE BASE AND MERIDIAN; THENCE N89°40'00"E ALONG THE EXISTING SALEM CITY BOUNDARY 1228.99 FEET; THENCE S89°42'30"E ALONG THE EXISTING SALEM CITY BOUNDARY 917.31 FEET; THENCE S56°00'53"W ALONG THE EXISTING SALEM CITY BOUNDARY 6.02 FEET; THENCE S55°51'52"W ALONG THE EXISTING SALEM CITY BOUNDARY 3042.10 FEET; THENCE S55°35'11"W ALONG THE EXISTING SALEM CITY BOUNDARY 1272.23 FEET; THENCE S55°31'26"W 1493.88 FEET; THENCE S43°14'30"W 1926.30 FEET; THENCE N06°58'55"W ALONG THE EXISTING PAYSON CITY BOUNDARY 2082.61 FEET; THENCE S89°46'31"W ALONG THE EXISTING PAYSON CITY BOUNDARY 1020.35 FEET; THENCE S89°25'02"W ALONG THE EXISTING PAYSON CITY BOUNDARY 307.28 FEET; THENCE S89°25'02"W TO THE SOUTHEASTERLY RIGHT OF WAY FENCE LINE OF INTERSTATE 15 1284.33 FEET; THENCE N37°44'26"E ALONG THE SOUTHEASTERLY RIGHT OF WAY FENCE LINE OF INTERSTATE 15 3247.88 FEET; THENCE N41°39'05"E ALONG THE SOUTHEASTERLY RIGHT OF WAY FENCE LINE OF INTERSTATE 15 797.60 FEET; THENCE NORTHEASTERLY 1018.47 FEET ALONG THE SOUTHEASTERLY RIGHT OF WAY FENCE LINE OF INTERSTATE 15 AND A 22,028.88 FOOT RADIUS CURVE TO THE RIGHT (CHORD BEARS: N42°27'21"E 1018.38 FEET); THENCE NORTHEASTERLY 1003.40 FEET ALONG THE SOUTHEASTERLY RIGHT OF WAY FENCE LINE OF INTERSTATE 15 AND A 21,805.71 FOOT RADIUS CURVE TO THE RIGHT (CHORD BEARS: N46°21'27"E 1003.31 FEET); THENCE NORTHEASTERLY 458.94 FEET ALONG THE SOUTHEASTERLY RIGHT OF WAY FENCE LINE OF INTERSTATE 15 AND A 2,956.54 FOOT RADIUS CURVE TO THE LEFT (CHORD BEARS: N42°21'50"E 458.47 FEET); THENCE N37°59'06"E ALONG THE SOUTHEASTERLY RIGHT OF WAY FENCE LINE OF INTERSTATE 15 417.10 FEET; THENCE S87°40'26"E 114.79 FEET; THENCE S00°28'05"W ALONG THE EXISTING SALEM CITY BOUNDARY 1291.68 FEET; THENCE S00°16'39"E ALONG THE EXISTING SALEM CITY BOUNDARY 1361.71 FEET; THENCE N89°43'00"E ALONG THE EXISTING SALEM CITY BOUNDARY 2042.47 FEET; THENCE N89°40'00"E ALONG THE EXISTING SALEM CITY BOUNDARY 192.08 FEET TO THE POINT OF BEGINNING.

## II.

The property is hereby zoned A-1 Agricultural.

## 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 3rd day of June, 2009.

  
J. LANE HENDERSON, Mayor

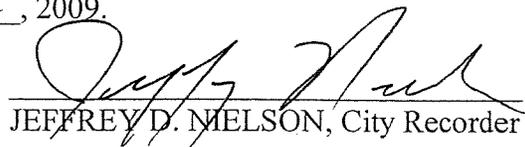
ATTEST:

  
JEFFREY D. NIELSON, City Recorder

**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 23 day of June, 2009, he posted a true and correct copy of Ordinance No. 60309B as enacted by Salem City Council on the 3rd day of June, 2009, said posting being made at the City Offices, at the United States Post Office, and at the City Library, all being public places and located within the City Limits of Salem, Utah County, Utah.

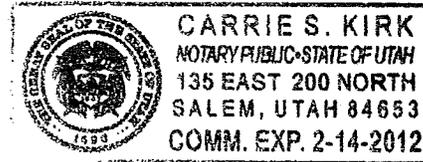
DATED this 23 day of June, 2009.

  
JEFFREY D. NIELSON, City Recorder

STATE OF UTAH    )  
                              : ss  
COUNTY OF UTAH )

The foregoing instrument was acknowledged before me this 23 day of June, 2009, by Jeffrey D. Nielson.

Carrie S Kirk  
NOTARY PUBLIC



# Salem Annexation Petition

Bearmson - Christensen Annexation



1 inch = 775,408,176 feet

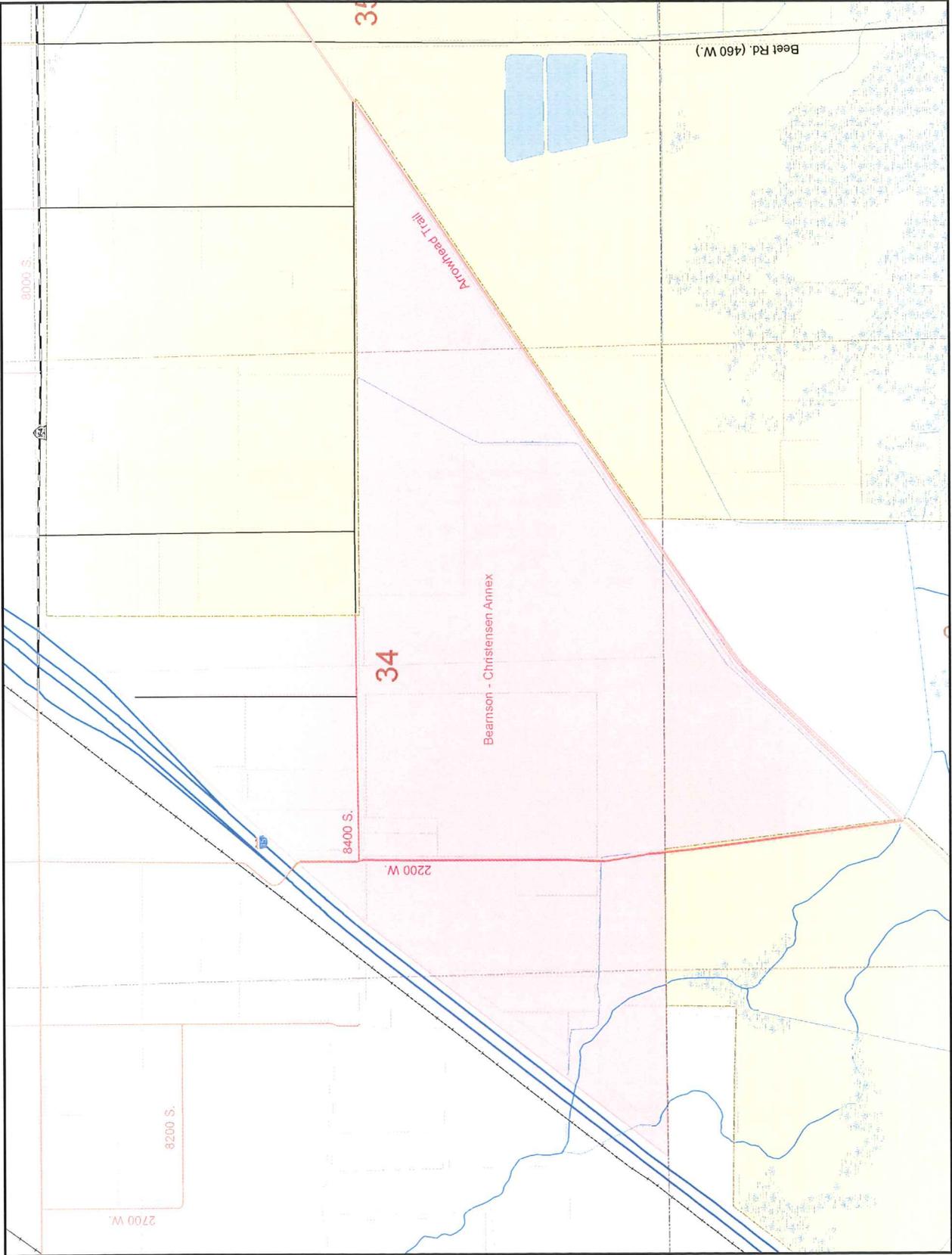
## Legend

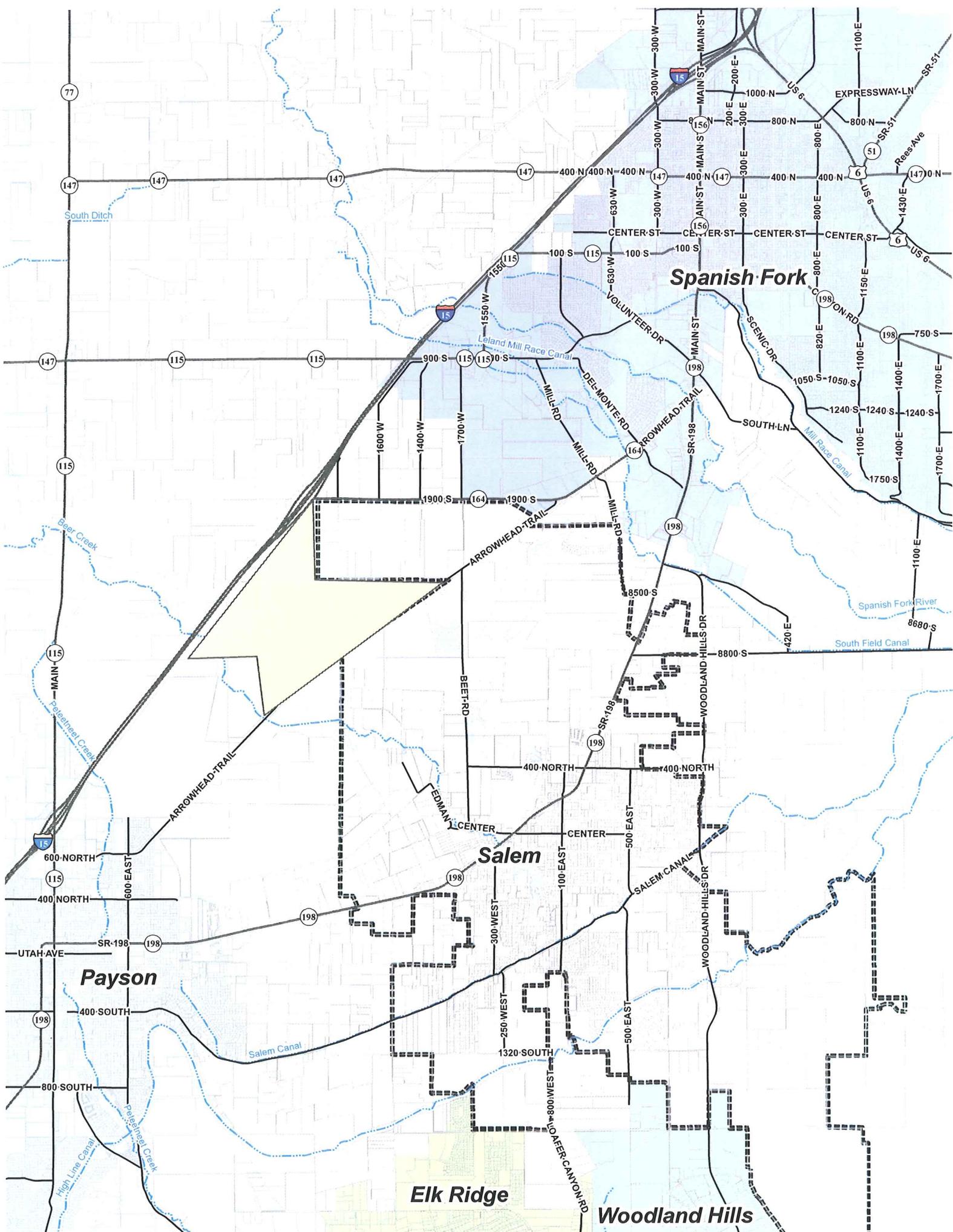
- Official County Roads**
  - Paved
  - Unpaved
- State Roads**
  - I-15
  - US HWY/State Route
  - Other FAE Route
  - Paved Roads
  - Dirt Roads
  - Gravel Roads
  - Other Roads
  - Railroads
- National Forest Boundary**
- Parcels**
- Agricultural Covenants**
- MAPPING Annexation Petitions**
  - Previously Filled Petitions
  - Bearmson - Christensen Annex
  - MAPPING Incorporated Cities



Utah County Public Works  
Mapping Division  
2855 South State Street  
Provo, UT 84606  
(801) 851-8626

Map Document: IS:\Petition\Petition Maps.mxd  
3/12/2009 - 1:04:02 PM





**Spanish Fork**

**Salem**

**Payson**

**Elk Ridge**

**Woodland Hills**

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South Ditch

Bear Creek

Pelegineal Creek

Pelegineal Creek

High Line Canal

Pelegineal Creek

Leland Mill Race Canal

Spanish Fork River

South Field Canal

Salem Canal

SALEM CANAL

WOODLAND HILLS DR

1600 W

1400 W

1700 W

1900 S

600 NORTH

400 NORTH

UTAH AVE

400 SOUTH

800 SOUTH

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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 July 30<sup>th</sup>, 2009, 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 4<sup>th</sup> day of August, 2009 at Salt Lake City, Utah.



GARY R. HERBERT  
Lieutenant Governor

Mayor  
J. Lane Henderson

# Salem City Corporation

"Modern Living in a Rural Setting"

City Council  
Lynn Durrant  
Terry A. Ficklin  
Stanley W. Green  
Brent V. Hanks  
Todd R. Gordon

PRIDE

UNITY

SERVICE



## CERTIFICATION OF THE CHRISTENSEN ADDITION PETITION MAY 11, 2009

Salem City Council  
30 West 100 South  
PO Box 901  
Salem, Utah 84653

Soren & Dar Christensen  
PO Box 982950  
Park City, Utah 84098

Dear City Council and Mr. & Mrs. Christensen,

This is to notify the above parties that I am hereby certifying that the petition for annexation to Salem City filed by Soren & Dar Christensen on the 11th day of May 2009 meets the requirements of UCA Section 10-2-403 (2), (3) and (4). This certification is made in compliance with UCA Section 10-2-405 (2) and is effective as of the above date.

A handwritten signature in black ink, appearing to read "Jeffrey D. Nielson", is written over a horizontal line.

Jeffrey D. Nielson, City Recorder

# Received

AUG 04 2009

Gary R. Herbert  
Lieutenant Governor

30 West 100 South • P.O. Box 901 • Salem, Utah 84653  
PHONE (801) 423-2770 • FAX (801) 423-2818 • [www.SalemCity.org](http://www.SalemCity.org)

Recorder - Jeffrey Nielson

Treasurer - Jane W. Topham

Chief of Police - Brad S. James

Mayor  
J. Lane Henderson

# Salem City Corporation

*"Modern Living in a Rural Setting"*

City Council  
Lynn Durrant  
Terry A. Ficklin  
Stanley W. Green  
Brent V. Hanks  
Todd R. Gordon

PRIDE

UNITY

SERVICE



## MAILING CERTIFICATE

I hereby certify that a copy of the certification of the Christensen Addition Petition and a copy of the Public Notice required by UCA Section 10-2-406 were mailed via United States Postal Service, first class mail, postage pre-paid, on the 11th day of May 2009 to the following entities:

Utah County Commission  
100 E. Center St.  
Provo, Utah 84606

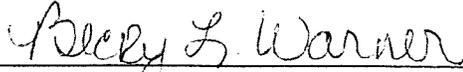
Utah County Boundary Commission  
Attn: Randall Covington  
100 East Center St.  
Provo, Utah 84606

South Utah Valley Electric Service District  
803 N. 500 E.  
PO Box 349  
Payson, Utah 84651

Central Utah Water Conservancy District  
355 West 1300 South  
Orem, Utah 84058

Nebo School District  
350 South Main  
Spanish Fork, Utah 84660

Payson City  
439 W. Utah Ave.  
Payson, Utah 84651

  
Becky L. Warner, Secretary  
Salem City Corporation

30 West 100 South • P.O. Box 901 • Salem, Utah 84653  
PHONE (801) 423-2770 • FAX (801) 423-2818 • [www.SalemCity.org](http://www.SalemCity.org)

Recorder - Jeffrey Nielson

Treasurer - Jane W. Topham

Chief of Police - Brad S. James

ORDINANCE NO. 71509

ROLL CALL

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

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

I SECOND the foregoing motion: Councilperson Stanley Green  
City Council member

ORDINANCE 71509

**AN ORDINANCE ANNEXING AND ZONING PROPERTY  
KNOWN AS THE CHRISTENSEN 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

AUG 04 2009

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. §10-2-403 (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 11<sup>h</sup> day of May, 2009; and

WHEREAS, publication of the certification took place in the Spanish Fork News, a paper with local circulation in Salem City, on the days of May 20<sup>th</sup>, 27<sup>th</sup>, and June 3<sup>rd</sup>, 2009; 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 15<sup>th</sup> day of July, 2009 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 Agricultural or 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:

Beginning at a point on the existing Salem City Boundary Line, which point lies South 89°17'21" West 575.70 feet along the Section Line and North 277.09 feet from the South 1/4 Corner of Section 11, Township 9 South, Range 2 East, Salt Lake Base and Meridian; and running thence along the existing City Boundary Line the following (5) courses to wit: North 1°41'00" East 688.75 feet; South 88°27'00" East 617.05 feet; North 1°10'37" East 33.47 feet; North 88°49'01" West 134.70 feet; North 0°50'49" East 184.30 feet; thence North 89°16'44" West 532.17 feet; thence North 0°47'15" East 144.40 feet; thence North 88°40'00" West 332.59 feet; thence South 0°47'15" West 1042.67 feet to the existing City Boundary Line; thence South 88°40'59" East 371.28 feet along the existing City Boundary Line to the point of beginning.

(Area = 11.362 Acres)

**II.**

The property is hereby zoned Residential R-2.

**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 30 day of July, 2009.

ATTEST:

  
JEFFREY D. NIELSON, City Recorder

  
J. LANE HENDERSON, Mayor

**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 15 day of July, 2009, he posted a true and correct copy of Ordinance No. 71509 as enacted by Salem City Council on the 15th day of July, 2009, 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.

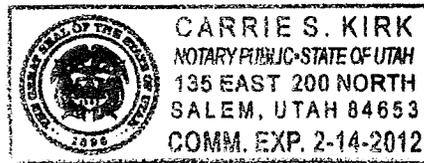
DATED this 30 day of July, 2009.

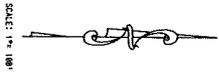
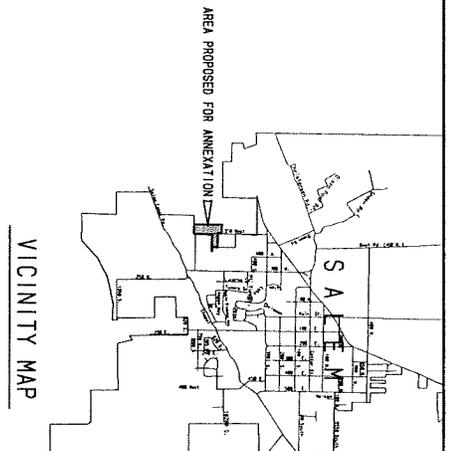
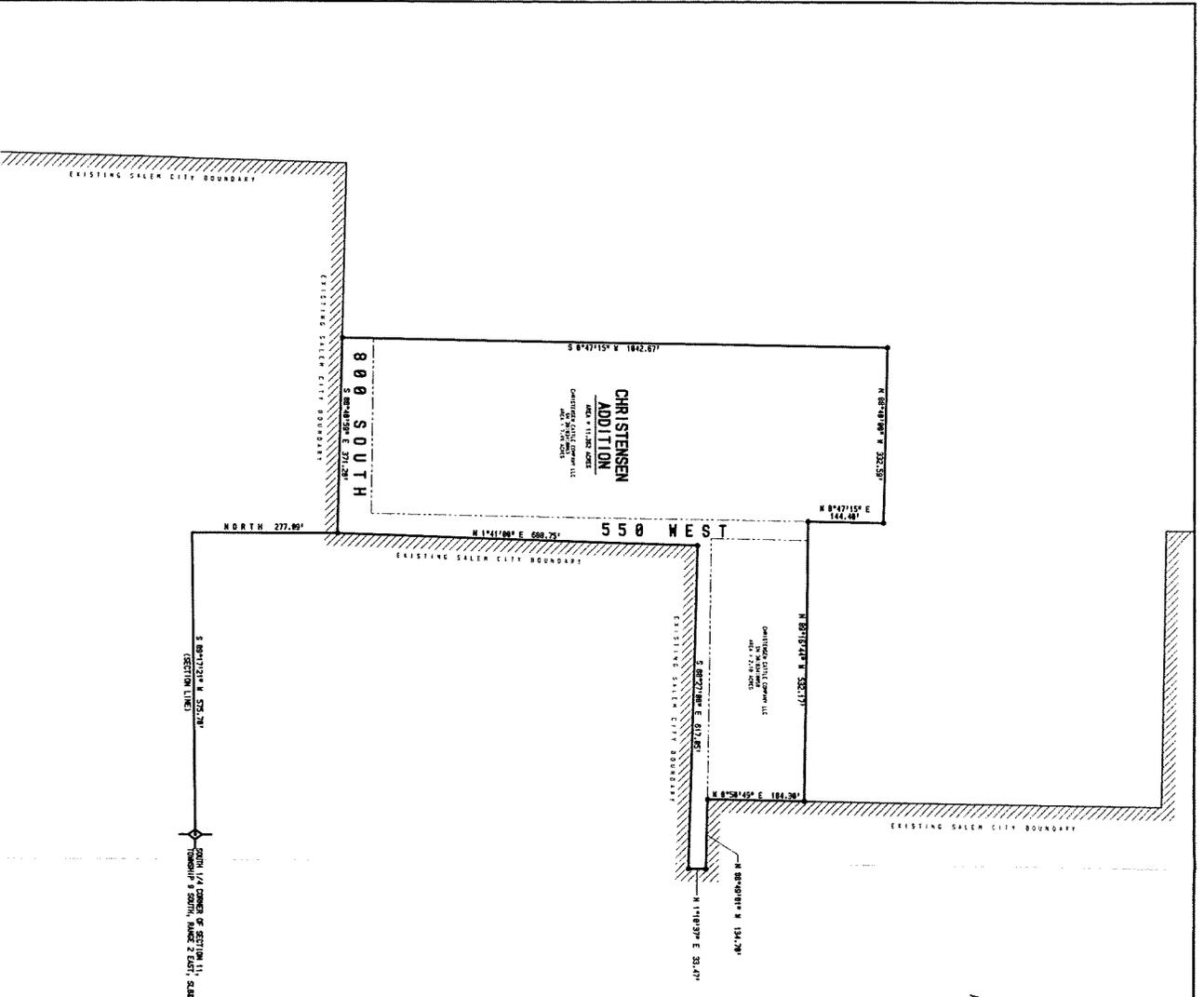
  
JEFFREY D. NIELSON, City Recorder

STATE OF UTAH    )  
                          : ss  
COUNTY OF UTAH )

The foregoing instrument was acknowledged before me this 30<sup>th</sup> day of July, 2009, by Jeffrey D. Nielson.

  
NOTARY PUBLIC





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 BY SALEM CITY, OREGON, U.S.A.

**BOUNDARY DESCRIPTION**

PROPOSED 200'W BOUNDARY ALONG THE SECTION LINE 1/4 CORNER OF SECTION 11, TOWNSHIP 9 SOUTH, RANGE 2 EAST, SALEM CITY, OREGON, U.S.A. AS FOLLOWS:

COURSE	DISTANCE	B.E.A.R.S.
N 1°41'00\"/>		

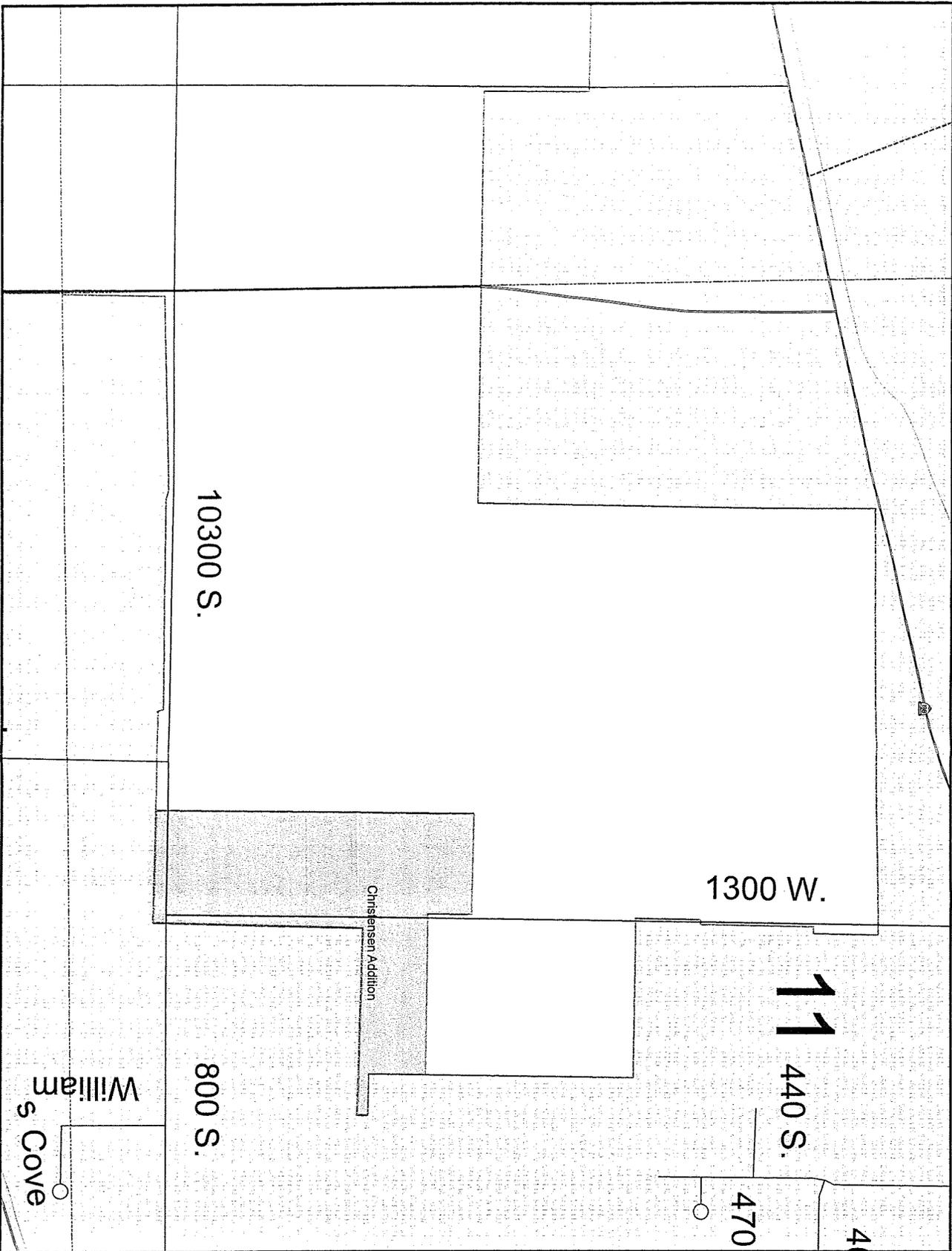
ACCEPTANCE BY LEGISLATIVE BODY  
 \_\_\_\_\_  
 DATE: April 30, 2009



THIS IS TO CERTIFY THAT WE, \_\_\_\_\_, HAVE RECEIVED A PETITION SIGNED BY A MEMBER OF THE BOARD OF THE TRACT SHOWN HEREON REQUESTING THAT SAID TRACT BE ANNEXED TO THE CITY OF SALEM, OREGON, AND THAT A COPY OF THE ORDINANCE HAS BEEN PROMULGATED BY THE CITY OF SALEM, OREGON, AND THAT WE HAVE EXAMINED THE SAME AND ARE SATISFIED THAT THE ANNEXATION OF THE TRACT IS SHOWN AS A PART OF SALEM CITY AND THAT SAID TRACT OF LAND IS TO BE ANNEXED TO SALEM CITY, OREGON, U.S.A.

BOUNDARY COMMISSION ACTION: \_\_\_\_\_  
 APPROVED AS TO FORM: \_\_\_\_\_ DATE: \_\_\_\_\_

**ANNEXATION PLAT**  
**CHRISTENSEN ADDITION**  
 TO SALEM CITY, OREGON



# Salem Annexation Petition

Christensen  
Annexation



1 inch = 300 feet

### Legend

- Official County Roads**
- Paved
  - - - - - Unpaved
  - State Roads
  - I-15
  - US HWY/State Route
  - Other FARE Route
  - Paved Roads
  - Dirt Roads
  - - - - - Gravel Roads
  - Other Roads
  - Railroads
  - National Forest Boundary
  - Agricultural Covenants
  - MAPPING Incorporated Cities
  - MAPPING Annexation Petitions
  - Previously Filed Petitions
  - Christensen Addition



Utah County Public Works  
Mapping Division  
2855 South State Street  
Provo, UT 84606  
(801) 851-8626

STATE OF UTAH

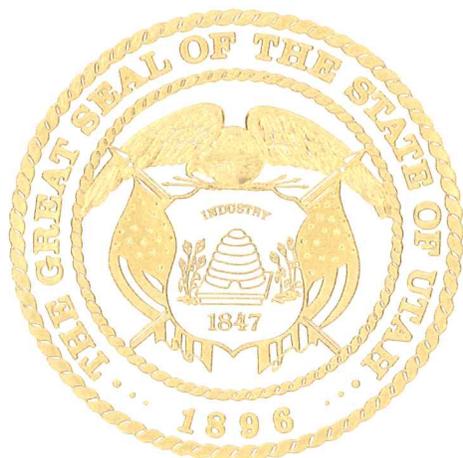


OFFICE OF THE LIEUTENANT GOVERNOR

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 SANTAQUIN CITY, dated June 30<sup>th</sup>, 2009, 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 SANTAQUIN 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 15<sup>th</sup> day of July, 2009 at Salt Lake City, Utah.

Handwritten signature of Gary R. Herbert in black ink.

GARY R. HERBERT  
Lieutenant Governor



*A Community Prospering in Country Living*

*Farming • Equestrian • Recreation*

June 30, 2009

Lt. Governor Gary R. Herbert  
210 State Capitol  
Salt Lake City, Utah 84114

***RE: NOTICE OF AN IMPENDING BOUNDARY ACTION***

Dear Lt. Governor Herbert:

On June 3, 2009, the City Council of Santaquin City, a fifth class city of the State of Utah, enacted Ordinance 06-05-2009 to annex certain real property into the City, which ordinance became effective on June 4, 2009. The City hereby provides this Notice of an Impending Boundary Action, pursuant to Utah Code Ann. § 10-2-425 (2008), and respectfully requests that the appropriate Certificate of Annexation be issued.

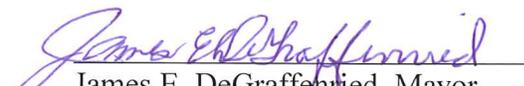
Enclosed with this Notice are the following documents:

- 1) a signed and verified statement of the Santaquin City Council, by and through Mayor James E. DeGraffenried, certifying that all requirements applicable to the annexation have been met; and
- 2) a copy of the "approved local entity plat map", approved as such by the Utah County Engineer.

Thank you for your cooperation and consideration in this matter.

Respectfully Submitted,

SANTAQUIN CITY COUNCIL

  
James E. DeGraffenried, Mayor

**Received**

Enclosures

**JUL 09 2009**

Gary R. Herbert  
Lieutenant Governor

[www.santaquin.org](http://www.santaquin.org)

OFFICE (801) 754-3211 • FAX (801) 754-3526 • 45 West 100 South • Santaquin, UT 84655



*A Community Prospering in Country Living*

*Farming • Equestrian • Recreation*

STATE OF UTAH            )  
                                      : ss.  
COUNTY OF UTAH        )

On June 3, 2009, the City Council of Santaquin City, Utah, adopted Ordinance No. 06-05-2009, for the purpose of annexing certain property into Santaquin City. The City Council hereby certifies that it has complied with all requirements applicable to the annexation of the property described in the approved final local entity plat, a copy of which is enclosed herewith.

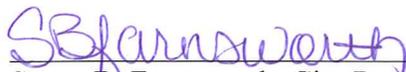
DATED this 30 day of June, 2009.



SANTAQUIN CITY

  
JAMES E. DEGRAFFENRIED, Mayor

ATTEST:

  
Susan B. Farnsworth, City Recorder

Returned: Santaquin City  
45 W 100 S  
Santaquin UT 84655

**Ordinance No. 06-05-2009**

**AN ORDINANCE AMENDING THE ZONING MAP OF SANTAQUIN CITY TO INCLUDE THE NORTHEAST SANTAQUIN ANNEXATION AREA LOCATED ADJACENT TO THE CURRENT CORPORATE BOUNDARIES OF SANTAQUIN CITY, UTAH**

WHEREAS, on March 14, 2008, the owners of certain real property adjacent to the City of Santaquin (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 area proposed for annexation; and

WHEREAS, all Affected Entities have received notice of the proposed annexation and amendment to the official zone map; and

WHEREAS, on June 3, 2009, 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

WHEREAS, the area proposed for annexation lies within the City's current Annexation Policy Plan; 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 10-7-2 of the Santaquin City Code 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.



BOUNDARY DESCRIPTION

BEGINNING AT A POINT ON THE EXISTING SANTAQUIN CITY BOUNDARY LINE, SAID POINT IS LOCATED NORTH 89°08'47" EAST ALONG THE SECTION LINE 1345.15 FEET AND NORTH 0.04 FEET FROM THE SOUTHWEST CORNER OF SECTION 31, TOWNSHIP 9 SOUTH, RANGE 2 EAST, SALT LAKE BASE AND MERIDIAN; THENCE NORTH 23°41'57" WEST 48.02 FEET; THENCE SOUTH 87°18'03" WEST 336.88 FEET; THENCE NORTH 05°19'31" WEST 520.22 FEET; THENCE NORTH 55°22'52" EAST 465.21 FEET; THENCE NORTH 00°15'51" WEST 104.41 FEET; THENCE NORTH 00°16'37" WEST 367.72 FEET; THENCE NORTH 89°35'17" WEST 467.83 FEET; THENCE SOUTH 32.38 FEET; THENCE WEST A DISTANCE OF 96.86 FEET TO A POINT OF CURVATURE; THENCE ALONG THE ARC OF A 11589.16 FOOT RADIUS CURVE TO THE RIGHT 373.74 FEET THROUGH A CENTRAL ANGLE OF 01°50'52", THE CHORD OF WHICH BEARS SOUTH 16°46'26" WEST 373.72 FEET; THENCE SOUTH 20°08'32" WEST 606.56 FEET; THENCE ALONG THE ARC OF A 11579.16 FOOT RADIUS CURVE TO THE RIGHT THROUGH A CENTRAL ANGLE OF 01°00'00", THE CHORD OF WHICH BEARS SOUTH 21°11'51" WEST 202.09 FEET; THENCE SOUTH 21°47'48" WEST 640.30 FEET; THENCE SOUTH 27°47'48" WEST 257.33 FEET; THENCE SOUTH 00°47'45" EAST 139.28 FEET; THENCE SOUTH 26°54'10" WEST 725.10 FEET; THENCE NORTH 89°59'59" WEST 384.95 FEET; THENCE NORTH 30°38'30" EAST 315.01 FEET; THENCE NORTH 28°09'58" EAST 594.14 FEET; THENCE NORTH 25°48'52" EAST 345.45 FEET; THENCE NORTH 24°55'17" EAST 52.90 FEET; THENCE NORTH 46°41'15" EAST 125.10 FEET; THENCE NORTH 00°47'48" WEST 210.64 FEET; THENCE NORTH 53°21'00" EAST 0.01 FEET; THENCE NORTH 00°31'10" WEST 1673.34 FEET TO A POINT OF CURVATURE; THENCE ALONG THE ARC OF A 791.34 FOOT RADIUS CURVE TO THE RIGHT 24.37 FEET THROUGH A CENTRAL ANGLE OF 01°45'52", THE CHORD OF WHICH BEARS NORTH 44°50'08" WEST 24.37 FEET; THENCE NORTH 43°57'10" WEST 2324.48 FEET TO A POINT OF CURVATURE; THENCE ALONG THE ARC OF A 1357.47 FOOT RADIUS CURVE TO THE LEFT 615.06 FEET THROUGH A CENTRAL ANGLE OF 25°57'37", THE CHORD OF WHICH BEARS NORTH 56°55'58" WEST 609.81 FEET; THENCE NORTH 69°54'46" WEST 562.35 FEET; THENCE NORTH 00°41'24" EAST 79.51 FEET; THENCE NORTH 00°38'14" EAST 789.37 FEET; THENCE EAST 18.82 FEET; THENCE NORTH 00°22'51" WEST 298.49 FEET; THENCE NORTH 04°4'05" WEST 109.63 FEET; THENCE NORTH 00°22'51" WEST 80.96 FEET; THENCE NORTH 89°40'54" EAST 830.91 FEET; THENCE SOUTH 00°19'06" EAST 13.87 FEET; THENCE EAST 170.78 FEET; THENCE NORTH 9.16 FEET; THENCE EAST 172.92 FEET; THENCE NORTH 89°58'02" EAST 263.72 FEET; THENCE EAST 118.00 FEET; THENCE NORTH 83°16'15" EAST 123.78 FEET; THENCE EAST 924.00 FEET; THENCE NORTH 45°00'00" EAST 23.33 FEET; THENCE NORTH 858.00 FEET; THENCE NORTH 57°07'26" WEST 17.43 FEET; THENCE NORTH 917.00 FEET; THENCE NORTH 00°51'17" EAST 235.62 FEET; THENCE NORTH 00°18'57" WEST 78.13 FEET; THENCE SOUTH 89°46'25" WEST 2.89 FEET; THENCE NORTH 00°01'12" WEST 558.29 FEET; THENCE EAST 250.40 FEET; THENCE SOUTH 15°00'59" WEST 0.33 FEET; THENCE EAST 259.78 FEET; THENCE NORTH 15°00'59" EAST 0.33 FEET; THENCE EAST 230.88 FEET; THENCE NORTH 77°07'37" EAST 276.60 FEET; THENCE EAST 290.00 FEET; THENCE NORTH 81°31'56" EAST 199.20 FEET; THENCE SOUTH 81°45'00" EAST 369.00 FEET THENCE SOUTH 30.00 FEET; THENCE SOUTH 89°59'54" EAST 211.90 FEET; THENCE SOUTH 00°19'48" WEST 1.66 FEET; THENCE NORTH 89°49'13" EAST 355.31 FEET; THENCE NORTH 89°49'20" EAST 173.96 FEET; THENCE EAST 288.70 FEET; THENCE NORTH 89°57'37" EAST 261.55 FEET; THENCE SOUTH 89°59'12" EAST 784.28 FEET; THENCE SOUTH 04°21'51" EAST 0.70 FEET; THENCE SOUTH 89°36'40" EAST 245.29 FEET; THENCE SOUTH 73°56'22" EAST 628.80 FEET; THENCE SOUTH 83°18'09" EAST 234.60 FEET; THENCE NORTH 43°47'37" EAST 13.99 FEET; THENCE SOUTH 47°44'16" EAST 2.90 FEET; THENCE SOUTH 82°11'32" EAST 19.92 FEET; THENCE SOUTH 82°34'00" EAST 14.00 FEET; THENCE EAST 142.40 FEET; THENCE SOUTH 89°25'02" EAST 106.91 FEET; THENCE SOUTH 23°44'00" WEST 46.63 FEET; THENCE SOUTH 21°06'42" WEST 431.38

FEET; THENCE SOUTH 16°22'16" WEST 156.15 FEET; THENCE SOUTH 19°13'52" WEST 18.56 FEET; THENCE SOUTH 21°24'38" WEST 223.68 FEET; THENCE SOUTH 25°55'00" WEST 131.75 FEET; THENCE SOUTH 20°58'12" WEST 272.29 FEET; THENCE SOUTH 20°54'34" WEST 422.57 FEET; THENCE SOUTH 21°30'20" WEST 57.40 FEET; THENCE SOUTH 20°57'17" WEST 855.23 FEET; THENCE SOUTH 23°40'28" WEST 33.39 FEET; THENCE SOUTH 21°06'00" WEST 776.20 FEET; THENCE SOUTH 22°01'02" WEST 203.26 FEET; THENCE SOUTH 00°17'00" EAST 256.90 FEET; THENCE SOUTH 36°18'57" EAST 153.31 FEET; THENCE NORTH 55°19'00" EAST 1534.50 FEET; THENCE NORTH 54°48'01" EAST 199.65 FEET TO A POINT OF CURVATURE; THENCE ALONG THE ARC OF A 879.96 FOOT RADIUS CURVE TO THE RIGHT 469.97 FEET THROUGH A CENTRAL ANGLE OF 30°36'01", THE CHORD OF WHICH BEARS NORTH 70°37'00" EAST 464.40 FEET; THENCE NORTH 85°55'00" EAST 119.11 FEET TO A POINT OF CURVATURE; THENCE ALONG THE ARC OF A 361.57 FOOT RADIUS CURVE TO THE LEFT 179.64 FEET THROUGH A CENTRAL ANGLE OF 28°28'00", THE CHORD OF WHICH BEARS NORTH 71°41'00" EAST 177.80 FEET; THENCE NORTH 57°27'00" EAST 192.84 FEET; THENCE NORTH 89°56'28" EAST 42.41 FEET; THENCE NORTH 76°04'31" EAST 448.79 FEET; THENCE SOUTH 77°11'45" EAST A DISTANCE OF 13.54 FEET THENCE NORTH 78°49'15" EAST 77.37 FEET; THENCE EAST 9.90 FEET; THENCE NORTH 56°44'56" EAST 1089.35 FEET; THENCE SOUTH 255.30 FEET; THENCE WEST 185.00 FEET; THENCE SOUTH 132.00 FEET; THENCE EAST 330.00 FEET; THENCE SOUTH 330.00 FEET; THENCE NORTH 59°30'53" EAST 160.50 FEET; THENCE SOUTH 88°46'43" EAST 1204.02 FEET; THENCE SOUTH 1320.00 FEET; THENCE SOUTH 89°10'46" WEST 1323.14 FEET; THENCE SOUTH 00°50'18" EAST 1282.87 FEET; THENCE SOUTH 89°09'02" WEST 1345.89 FEET; THENCE SOUTH 00°45'20" EAST 2609.12 FEET; THENCE SOUTH 89°23'08" WEST 1349.52 FEET; THENCE SOUTH 89°09'21" WEST 157.99 FEET; THENCE SOUTH 02°03'32" WEST 366.43 FEET; THENCE SOUTH 02°00'27" WEST 600.72 FEET; THENCE NORTH 89°08'20" WEST 1536.74 FEET; THENCE NORTH 86°36'13" WEST 1488.24 FEET; THENCE NORTH 04°24'47" EAST 596.04 FEET; THENCE NORTH 01°44'11" EAST 216.86 FEET; THENCE SOUTH 89°09'26" WEST 844.29 FEET; THENCE SOUTH 89°08'41" WEST 10.04 FEET TO THE POINT OF BEGINNING.

AREA = 1396.072 ACRES (60,812,917.60 SQ. FT.)







This plat has been reviewed by the County Surveyor and is hereby certified as a final plat.  
 Date: 12-20-2011  
 County Surveyor: Gary Kaulder



**CURVE TABLE**

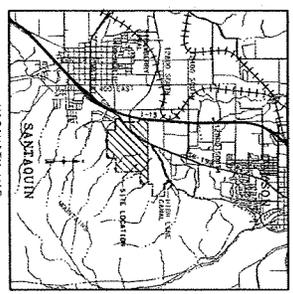
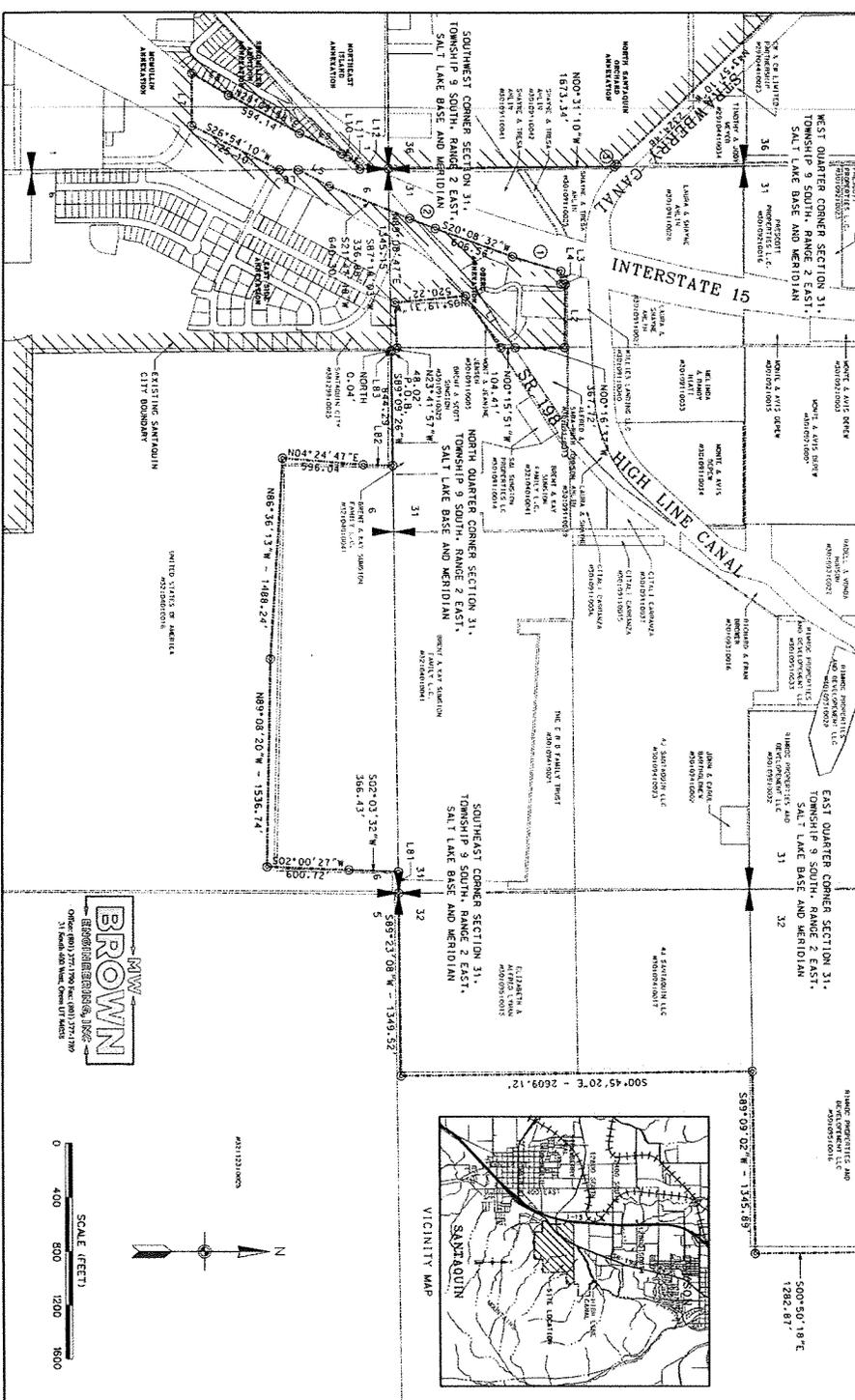
STATION	CHORD BEARING	CHORD DISTANCE	ARC BEARING	ARC DISTANCE
1+00.00	S 89° 09' 02" W	1345.89	S 89° 09' 02" W	1345.89
1+136.52	S 50° 19' 17" E	1282.87	S 50° 19' 17" E	1282.87
1+265.39	S 89° 09' 02" W	1345.89	S 89° 09' 02" W	1345.89
1+401.91	S 50° 19' 17" E	1282.87	S 50° 19' 17" E	1282.87
1+538.40	S 89° 09' 02" W	1345.89	S 89° 09' 02" W	1345.89
1+674.99	S 50° 19' 17" E	1282.87	S 50° 19' 17" E	1282.87
1+811.48	S 89° 09' 02" W	1345.89	S 89° 09' 02" W	1345.89
1+948.07	S 50° 19' 17" E	1282.87	S 50° 19' 17" E	1282.87
2+084.56	S 89° 09' 02" W	1345.89	S 89° 09' 02" W	1345.89
2+221.05	S 50° 19' 17" E	1282.87	S 50° 19' 17" E	1282.87
2+357.54	S 89° 09' 02" W	1345.89	S 89° 09' 02" W	1345.89
2+494.03	S 50° 19' 17" E	1282.87	S 50° 19' 17" E	1282.87
2+630.52	S 89° 09' 02" W	1345.89	S 89° 09' 02" W	1345.89
2+767.01	S 50° 19' 17" E	1282.87	S 50° 19' 17" E	1282.87
2+903.50	S 89° 09' 02" W	1345.89	S 89° 09' 02" W	1345.89
3+040.00	S 50° 19' 17" E	1282.87	S 50° 19' 17" E	1282.87

**LINE TABLE**

STATION	CHORD BEARING	CHORD DISTANCE	ARC BEARING	ARC DISTANCE
1+00.00	S 89° 09' 02" W	1345.89	S 89° 09' 02" W	1345.89
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1+265.39	S 89° 09' 02" W	1345.89	S 89° 09' 02" W	1345.89
1+401.91	S 50° 19' 17" E	1282.87	S 50° 19' 17" E	1282.87
1+538.40	S 89° 09' 02" W	1345.89	S 89° 09' 02" W	1345.89
1+674.99	S 50° 19' 17" E	1282.87	S 50° 19' 17" E	1282.87
1+811.48	S 89° 09' 02" W	1345.89	S 89° 09' 02" W	1345.89
1+948.07	S 50° 19' 17" E	1282.87	S 50° 19' 17" E	1282.87
2+084.56	S 89° 09' 02" W	1345.89	S 89° 09' 02" W	1345.89
2+221.05	S 50° 19' 17" E	1282.87	S 50° 19' 17" E	1282.87
2+357.54	S 89° 09' 02" W	1345.89	S 89° 09' 02" W	1345.89
2+494.03	S 50° 19' 17" E	1282.87	S 50° 19' 17" E	1282.87
2+630.52	S 89° 09' 02" W	1345.89	S 89° 09' 02" W	1345.89
2+767.01	S 50° 19' 17" E	1282.87	S 50° 19' 17" E	1282.87
2+903.50	S 89° 09' 02" W	1345.89	S 89° 09' 02" W	1345.89
3+040.00	S 50° 19' 17" E	1282.87	S 50° 19' 17" E	1282.87

MATCH LINE SHEET 3 OF 4

MATCH LINE SHEET 4 OF 4



SCALE (FEET)  
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**SURVEYOR'S CERTIFICATE**  
 I, GARY KAULDER, COUNTY SURVEYOR, DO HEREBY CERTIFY THAT THE ABOVE DESCRIBED LAND IS THE PROPERTY OF THE STATE OF UTAH (TOWN OF SALT LAKE CITY) AND THAT THE SAME IS BEING OFFERED FOR SALE TO THE PUBLIC BY THE STATE OF UTAH (TOWN OF SALT LAKE CITY).  
 BOUNDARY DESCRIPTION  
 SEE SHEET 1 OF 4.

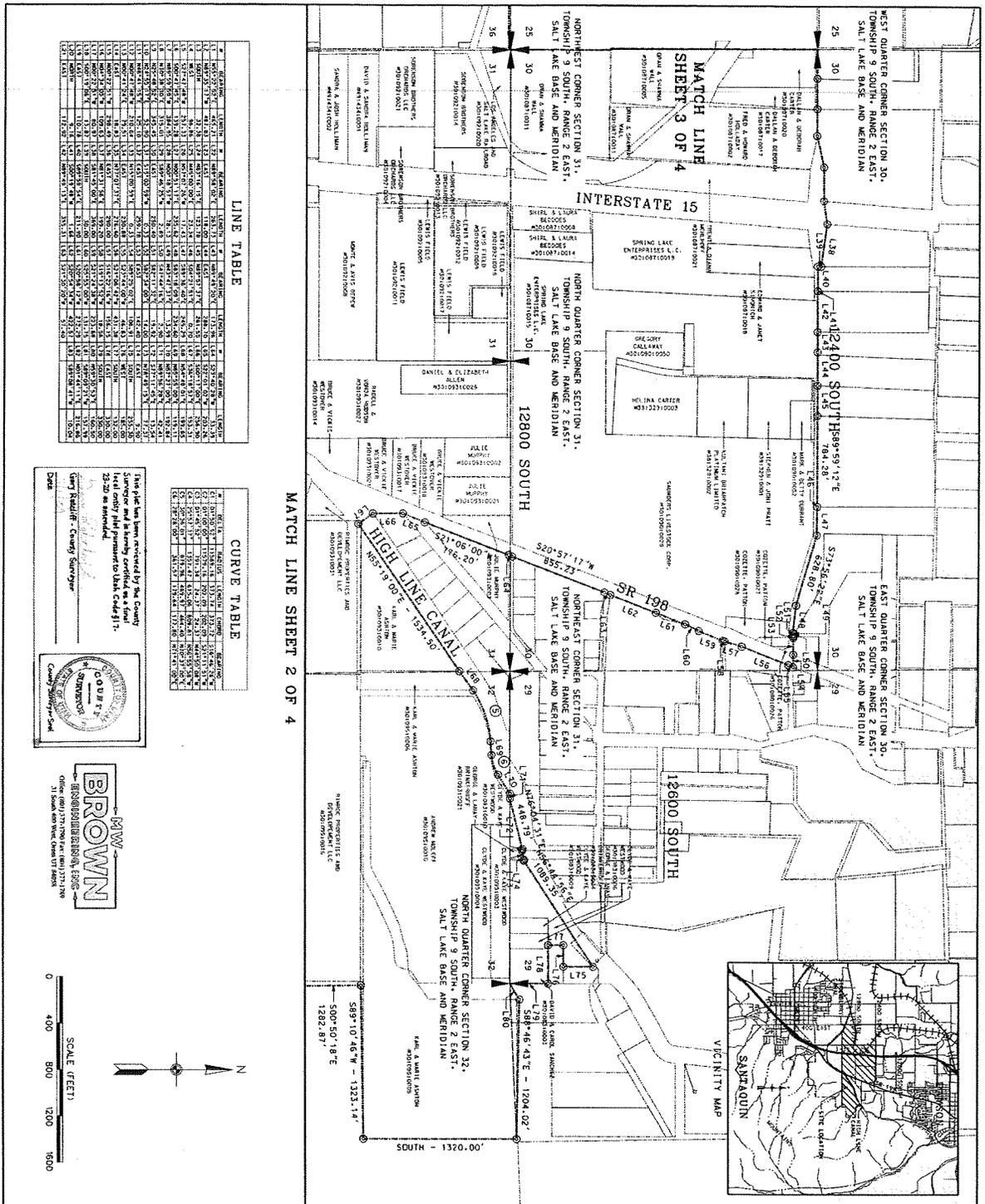


**ACCEPTANCE BY LEGISLATIVE BODY**  
 THIS IS TO CERTIFY THAT WE, THE UNDERSIGNED SPONSOR FROM CITY COUNCIL, HAVE ADOPTED A RESOLUTION OF THE NINTH TO AMEND THE TRACT OF LAND SHOWN HEREON, SPONSORED BY THE STATE OF UTAH (TOWN OF SALT LAKE CITY) AND THAT A COPY OF THE ORDINANCE HAS BEEN PREPARED FOR FILED HEREWITH. ALL IN ACCORDANCE WITH UTAH CODE SECTION 92-2-10 AS REVISED AND THAT WE HAVE EXAMINED THE PLAT AND ARE SATISFIED THAT THE SAME IS CORRECT AND COMPLETE AS A TRACT OF LAND CITY AND THAT SAID TRACT OF LAND IS TO BE KNOWN HEREAFTER AS THE NORTHEAST SANTAQUIN ANNEXATION.  
 DATED THIS 21<sup>ST</sup> DAY OF JUNE, 2011

**ANNEXATION PLAT**  
 SHEET 2 OF 4  
 NORTHEAST  
 SANTAQUIN  
 ANNEXATION

THE PLAT APPROVED BY UTAH COUNTY AND THE MUNICIPALITIES THEREIN.  
 SALT LAKE COUNTY, UTAH  
 SCALE 1" = 400 FEET





**LINE TABLE**

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**CURVE TABLE**

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**BROWN**  
SURVEYOR

**ACCEPTANCE BY LEGISLATIVE BODY**

THIS IS TO CERTIFY THAT THE LEGISLATIVE BODY OF THE CITY OF SANTAQUIN, UTAH, HAS REVIEWED AND ACCEPTED THE ANNEXATION OF THE TRACT DESCRIBED IN THE ABOVE PLAT AND THAT THE CITY ENGINEER HAS REVIEWED AND ACCEPTED THE ANNEXATION OF THE TRACT AS SHOWN HEREON AND THAT THE ANNEXATION OF THE TRACT IS TO BE EFFECTIVE AS OF THE DATE OF THE ANNEXATION.

DATED THIS 3<sup>rd</sup> DAY OF JUNE, 2009

**ANNEXATION PLAT**

SHEET 4 OF 4  
NORTHEAST  
SANTAQUIN  
ANNEXATION

THIS PLAT APPROVED BY UTAH COUNTY AND THE MUNICIPALITIES THEREIN.

U. DERRY ANDERSON, DO HEREBY CERTIFY THAT I AM A REGISTERED LAND SURVEYOR IN THE STATE OF UTAH. I HEREBY CERTIFY THAT THIS IS A TRUE AND ACCURATE MAP OF THE TRACT TO BE ANNEXED TO SPANISH FORK CITY, UTAH COUNTY, UTAH.

**BOUNDARY DESCRIPTION**

SEE SHEET 1 OF 4.

**ANNEXATION PLAT**

SHEET 4 OF 4  
NORTHEAST  
SANTAQUIN  
ANNEXATION

U. DERRY ANDERSON, DO HEREBY CERTIFY THAT I AM A REGISTERED LAND SURVEYOR IN THE STATE OF UTAH. I HEREBY CERTIFY THAT THIS IS A TRUE AND ACCURATE MAP OF THE TRACT TO BE ANNEXED TO SPANISH FORK CITY, UTAH COUNTY, UTAH.

**BOUNDARY DESCRIPTION**

SEE SHEET 1 OF 4.

**ANNEXATION PLAT**

SHEET 4 OF 4  
NORTHEAST  
SANTAQUIN  
ANNEXATION

U. DERRY ANDERSON, DO HEREBY CERTIFY THAT I AM A REGISTERED LAND SURVEYOR IN THE STATE OF UTAH. I HEREBY CERTIFY THAT THIS IS A TRUE AND ACCURATE MAP OF THE TRACT TO BE ANNEXED TO SPANISH FORK CITY, UTAH COUNTY, UTAH.

**BOUNDARY DESCRIPTION**

SEE SHEET 1 OF 4.

STATE OF UTAH

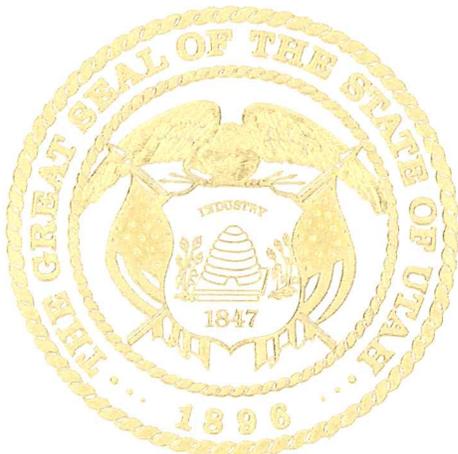


OFFICE OF THE LIEUTENANT GOVERNOR

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 SARATOGA SPRINGS, dated January 27<sup>th</sup>, 2009, 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 SARATOGA SPRINGS, 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 10<sup>th</sup> day of March, 2009 at Salt Lake City, Utah.

Handwritten signature of Gary R. Herbert in black ink.

GARY R. HERBERT  
Lieutenant Governor

Received

ORDINANCE NO. 09-6 (01-27-09)

ENT 15872:2009 PG 1 of 2  
RANDALL A. COVINGTON  
UTAH COUNTY RECORDER  
2009 Feb 17 12:11 pm FEE 0.00 BY EO  
RECORDED FOR SARATOGA SPRINGS CITY

FEB 26 2009

Gary R. Herbert  
Lieutenant Governor

**AN ORDINANCE ANNEXING SPECIFIC REAL  
PROPERTY INTO THE CITY OF SARATOGA  
SPRINGS, UTAH KNOWN AS THE SARATOGA  
HEIGHTS ANNEXATION AND ESTABLISHING  
AN EFFECTIVE DATE.**

WHEREAS, a majority of the owners of certain real property described below, desire to annex such real property to the City of Saratoga Springs, Utah, said owners being the owners of at least one-third (1/3) in value of said real property as shown by the last assessment roll; and,

WHEREAS, said real property consists of approximately 80 acres and lies contiguous to the corporate boundaries of City of Saratoga Springs, Utah; and,

WHEREAS, said owners have caused a petition to be filed with the City Recorder together with an accurate plat of the real property which was made under the supervision of a licensed surveyor; and,

WHEREAS, City of Saratoga Springs City Council accepted the petition for annexation; and within 30 days the City Recorder reviewed the petition and certified that the petition meets the requirements for annexation as provided by Utah State Law (Subsections 10-2-403(2),(3), and (4)); and,

WHEREAS, a notice was published once a week for three successive weeks, beginning no later than ten days after receipt of the notice of certification, in a newspaper of general circulation the area proposed for annexation and the unincorporated area within ½ mile of the area proposed for annexation as provided by Utah State Law (Subsection 10-2-406); and,

WHEREAS, within 20 days of receipt of the notice of certification, written notices were mailed to the affected entities as provided by Utah State Law (Subsections 10-2-406(1)(b)); and

WHEREAS, no protests to the annexation petition were filed during the period specified;

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SARATOGA SPRINGS THAT:

1. The real property more particularly described in Paragraph 2, below, is hereby annexed to the City of Saratoga Springs, Utah, and the corporate limits of City of Saratoga Springs, Utah, are hereby extended accordingly.

2. The real property which is the subject of this Ordinance is described as follows:

Beginning at the northwest corner of section 22, Township 5 South, Range 1 West, Salt Lake Base & Meridian; thence running North 89°54'21" East along the section line, a distance of 1324.59 feet; thence south 00°19'09" west, a distance of 1327.08 feet; thence north 89°53'54" east, a distance of 1327.34 feet more or less, to the north-south center quarter line of section 22; thence south 00°12'24" west along said section line, a distance of 649.69 feet; thence south 89°53'47" west, a distance of 2656.91 feet more or less, to the west line of section 22; thence north 00°25'35" east along said section line, a distance of 1977.07 feet more or less, to the point of beginning.

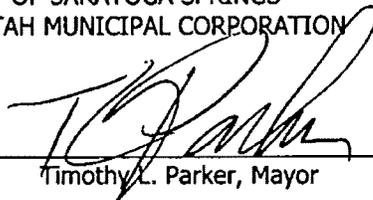
3. The zoning map of the City of Saratoga Springs shall be amended to include the real property described above in Paragraph 2.

4. The real property described above in Paragraph 2 is hereby designated as R-3, Low Density Residential on the City's Zoning Map. All zoning shall be in accordance with the specific provisions of Chapter 19-04 of the City of Saratoga Springs Land Development Code and Section 10-9-406(1) of the Utah Code Annotated, 1953, as amended.
5. A certified copy of this Ordinance and an original plat setting forth the property so annexed shall be filed with the County Recorder of Utah County, Utah by the City Recorder.
6. This Ordinance shall become effective upon adoption and passage by the City Council and posting as required by law. A copy of the Ordinance and plat shall be deposited in the Office of the City Recorder.

ADOPTED AND PASSED by the City Council of the City of Saratoga Springs, Utah, this 27<sup>TH</sup> day of January, 2009.

CITY OF SARATOGA SPRINGS  
A UTAH MUNICIPAL CORPORATION

BY:

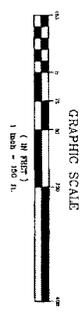
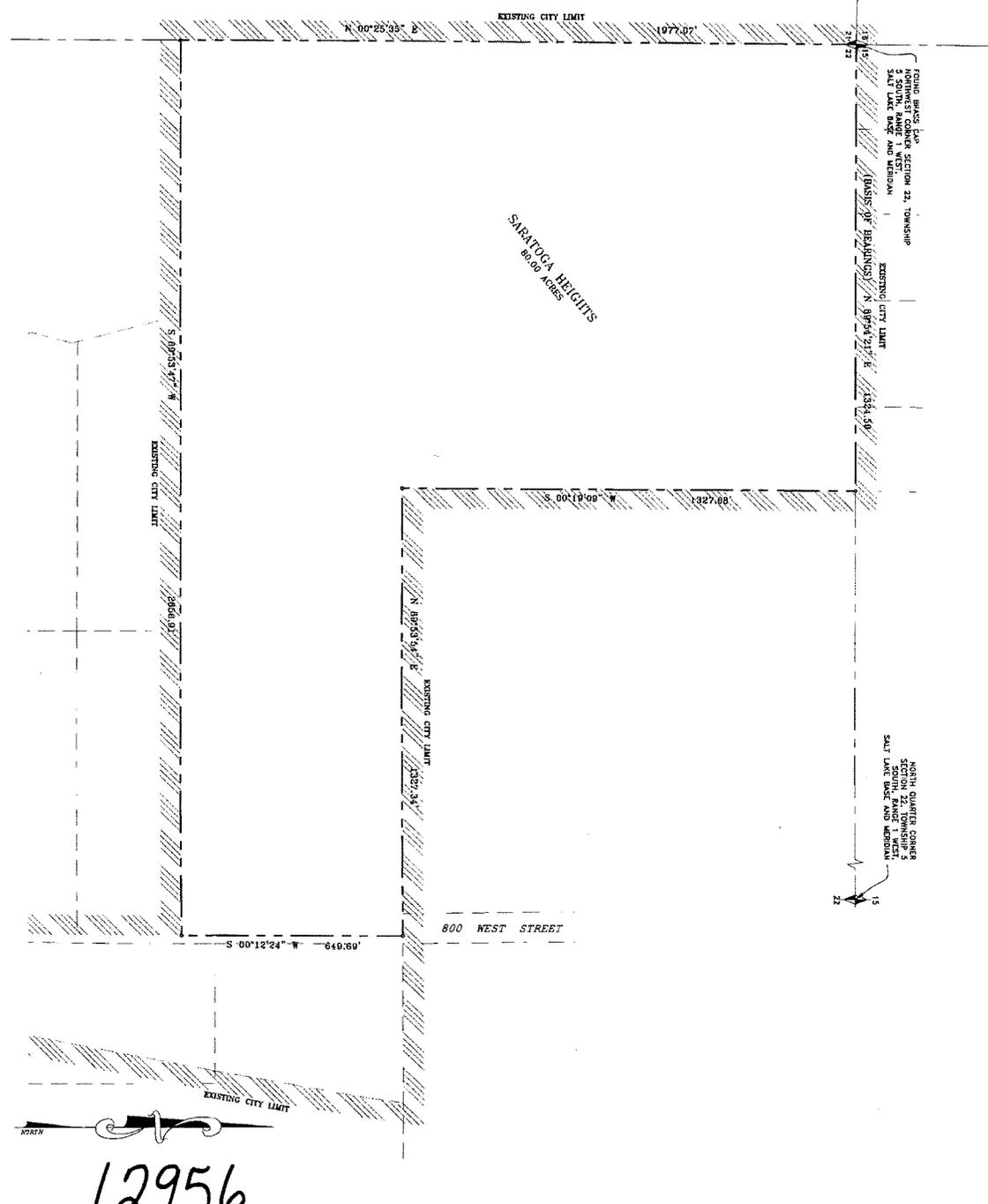
  
Timothy L. Parker, Mayor

ATTEST:

  
City Recorder



**SYNERGY CONSULTANTS**  
 1111 East Dugway Parkway  
 Suite 1000  
 Salt Lake City, UT 84143  
 Tel: 801-746-1190  
 Fax: 801-746-1119



12956

**SURVEYORS CERTIFICATE**

I, MARTIN W. SCHNEIDER, DO HEREBY CERTIFY THAT I AM A PROFESSIONAL LAND SURVEYOR AND AM LICENSED BY THE STATE OF UTAH. I HAVE PERSONALLY CONDUCTED THE SURVEY AND THE TRACT OF LAND THAT IS TO BE ANNEXED INTO SARATOGA HEIGHTS CITY, UTAH COUNTY, UTAH, PARTICULARLY IS DESCRIBED AS FOLLOWS:

**BOUNDARY DESCRIPTION**

BEING: A PARCEL OF LAND SITUATED IN THE NORTHWEST QUARTER OF SECTION 22, TOWNSHIP 5 SOUTH, RANGE 1 WEST, SALT LAKE WEST AND MERIDIAN, SAID PARCEL BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:  
 BEGINNING AT THE NORTHWEST CORNER OF SECTION 22, TOWNSHIP 5 SOUTH, RANGE 1 WEST, SALT LAKE WEST AND MERIDIAN, A DISTANCE OF 1324.59 FEET, THENCE SOUTH 07°19'07" WEST, A DISTANCE OF 1327.66 FEET, THENCE NORTH 89°23'54" EAST, A DISTANCE OF 1327.34 FEET, MORE OR LESS, TO THE NORTH-SOUTH CORNER QUARTER LINE OF SECTION 22, THENCE SOUTH 07°19'07" WEST, A DISTANCE OF 2856.91 FEET, MORE OR LESS, TO THE WEST LINE OF SECTION 22, THENCE NORTH 00°25'35" EAST ALONG SAID SECTION LINE, A DISTANCE OF 1977.07 FEET, MORE OR LESS, TO THE POINT OF BEGINNING.

SARATOGA  
 9/26/09

THIS IS TO CERTIFY THAT WE, THE SARATOGA HEIGHTS CITY COUNCIL, HAVE RECEIVED A PETITION SIGNED BY A MAJORITY OF THE OWNERS OF THE TRACT SHOWN BEING REQUESTED FOR ANNEXATION INTO SARATOGA HEIGHTS CITY, UTAH COUNTY, UTAH, AND THAT THE PETITION HAS BEEN PREPARED FOR FILING HEREON IN ACCORDANCE WITH THE UTAH CODE ANNOTATED (1953) 0-1-04 & 10-2-401, THERE 423 AS REVISED AND THAT WE HAVE EXAMINED AND DO HEREBY APPROVE AND ACCEPT THE ANNEXATION OF THE TRACT AS SHOWN BEING REQUESTED FOR ANNEXATION INTO SARATOGA HEIGHTS CITY, UTAH COUNTY, UTAH, AS THE SARATOGA HEIGHTS ANNEXATION.

DATED THIS 28th day of January, 2009.

Mayor, Saratoga Heights  
 City Recorder

**ANNEXATION PLAT**  
 SCALE: 1" = 150'  
**SARATOGA HEIGHTS**

RECORDED No. \_\_\_\_\_  
 STATE OF UTAH, COUNTY OF UTAH, RECORDED AND FILED AT THE  
 REQUEST OF \_\_\_\_\_ TIME \_\_\_\_\_ BOOK \_\_\_\_\_ PAGE \_\_\_\_\_  
 DATE \_\_\_\_\_  
 UTAH COUNTY RECORDER

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 SARATOGA SPRINGS, dated May 12<sup>th</sup>, 2009, 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 SARATOGA SPRINGS, 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 17<sup>th</sup> day of June, 2009 at Salt Lake City, Utah.

Handwritten signature of Gary R. Herbert in black ink.

GARY R. HERBERT  
Lieutenant Governor

**ORDINANCE NO. 09-9 (05-19-09)**

**AN ORDINANCE ANNEXING SPECIFIC REAL PROPERTY INTO THE CITY OF SARATOGA SPRINGS, UTAH KNOWN AS THE SARATOGA SPRINGS MIDDLE SCHOOL ANNEXATION AND ESTABLISHING AN EFFECTIVE DATE.**

WHEREAS, a majority of the owners of certain real property described below, desire to annex such real property to the City of Saratoga Springs, Utah, said owners being the owners of at least one-third (1/3) in value of said real property as shown by the last assessment roll; and,

WHEREAS, said real property consists of approximately 112.630 acres and lies contiguous to the corporate boundaries of City of Saratoga Springs, Utah; and,

WHEREAS, said owners have caused a petition to be filed with the City Recorder together with an accurate plat of the real property which was made under the supervision of a licensed surveyor; and,

WHEREAS, City of Saratoga Springs City Council accepted the petition for annexation; and within 30 days the City Recorder reviewed the petition and certified that the petition meets the requirements for annexation as provided by Utah State Law (Subsections 10-2-403(2),(3), and (4)); and,

WHEREAS, a notice was published once a week for three successive weeks, beginning no later than ten days after receipt of the notice of certification, in a newspaper of general circulation the area proposed for annexation and the unincorporated area within 1/2 mile of the area proposed for annexation as provided by Utah State Law (Subsection 10-2-406); and,

WHEREAS, within 20 days of receipt of the notice of certification, written notices were mailed to the affected entities as provided by Utah State Law (Subsections 10-2-406(1)(b)); and

WHEREAS, no protests to the annexation petition were filed during the period specified;

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SARATOGA SPRINGS THAT:

1. The real property more particularly described in Paragraph 2, below, is hereby annexed to the City of Saratoga Springs, Utah, and the corporate limits of City of Saratoga Springs, Utah, are hereby extended accordingly.
2. The real property which is the subject of this Ordinance is described as follows:

Beginning at the Southeast corner of said Southeast quarter of Section 22; running thence North 89°40'54" West 2101.79 feet along the south line of said section; thence North 30°32'00" West 184.54 feet; thence North 20°26'00" West 592.08 feet; thence North 7°47'06" West 960.72 feet; thence North 1°18'50" East 399.53 feet; thence North 33°00'00" West 249.31 feet to the 1/4 section line of said section; thence North 0°12'57" East 360.40 feet along said 1/4 section line to the Center of said Section and the Southwest corner of West Lake Manor, a subdivision in Utah County Utah as occupied on the ground; thence along said plat four (4) courses as follows: North 0°12'57" East 1326.85 feet along the 1/4 section line, North 89°55'39" East 496.23 feet, South 0°42'25" West 100.61 feet and South 10°12'41" West 457.00 feet; thence South 89°59'10" East 36.54 feet; thence South 0°00'50" West 777.24 feet to the 1/4 section line; thence North 89°54'07" East 639.65 feet along said 1/4 section line to the Northwest corner of Sunset Haven

Gary R. Herbert  
Lieutenant Governor

JUN 10 2009

RECEIVED

Plat "B" a subdivision in Saratoga Springs, Utah County Utah as monumented of the ground; thence along said plat two (2) courses as follows: South 0°01'18" West 1383.01 feet and North 89°54'07" East 1575.46 feet along said subdivision and along the south line of Jex Subdivision Plat 1 a subdivision in Utah County Utah, to the east line of said Section 22; thence South 0.01'27" West 1267.78 feet along said section line to the point of beginning.

3. The zoning map of the City of Saratoga Springs shall be amended to include the real property described above in Paragraph 2.
4. The real property described above in Paragraph 2 is hereby designated as A, Agricultural on the City's Zoning Map less and excepting the property described below, which is hereby designated R-3, Low Density Residential on the City's Zoning Map. All zoning shall be in accordance with the specific provisions of Chapter 19-04 of the City of Saratoga Springs Land Development Code and Section 10-9-406(1) of the Utah Code Annotated, 1953, as amended.

A part of the Southeast Quarter of Section 22, Township 5 South, Range 1 West, Salt Lake Base & Meridian, U.S. Survey:

Beginning at a point 34.00 feet perpendicularly distant southerly from the quarter section line which is 1575.52 feet South 89°54'07" West along the said section line and 34.00 feet South 0°01'18" West from the East quarter corner of said Section 22; running thence South 00°01'18" West 426.50 feet; thence South 89°54'07" West 316.83 feet; thence North 00°01'18" East 426.50 feet to a point 34.00 feet perpendicularly distant southerly from said quarter section line; thence North 89°54'07" East 316.83 feet along a line being parallel to and 34.00 feet perpendicularly distant southerly from said quarter section line to the point of beginning.

A part of the Southeast Quarter of Section 22, Township 5 South, Range 1 West, Salt Lake Base & Meridian, U.S. Survey:

Beginning at a point which is 1113.20 feet North 89°40'54" West along the south section line from the Southeast corner of said Section 22; running thence North 89°40'54" West 444.00 feet along said south section line; thence North 00°01'27" East 514.43 feet; thence South 89°40'54" East 444.00 feet; thence South 00°01'27" West 514.43 to the point of beginning.

A part of the Southeast Quarter of Section 22, Township 5 South, Range 1 West, Salt Lake Base & Meridian, U.S. Survey:

Beginning at a point 90.00 feet perpendicularly distant northerly from the south section line which is 90.00 feet North 0°01'27" East along the east section line and 1113.20 feet North 89°40'54" West from the Southeast corner of said Section 22; running thence North 00°01'27" East 135.00 feet; thence South 89°40'54" East 172.00 feet; thence South 00°01'27" West 135.00 feet to a point 90.00 feet perpendicularly distant northerly from said south section line; thence North 89°40'54" West 172.00 feet along a line being parallel to and 90.00 feet perpendicularly distant northerly from said south section line to the point of beginning.

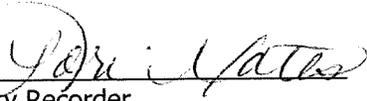
5. A certified copy of this Ordinance and an original plat setting forth the property so annexed shall be filed with the County Recorder of Utah County, Utah by the City Recorder.
6. This Ordinance shall become effective upon adoption and passage by the City Council and posting as required by law. A copy of the Ordinance and plat shall be deposited in the Office of the City Recorder.

ADOPTED AND PASSED by the City Council of the City of Saratoga Springs, Utah, this 12<sup>TH</sup> day of May, 2009.

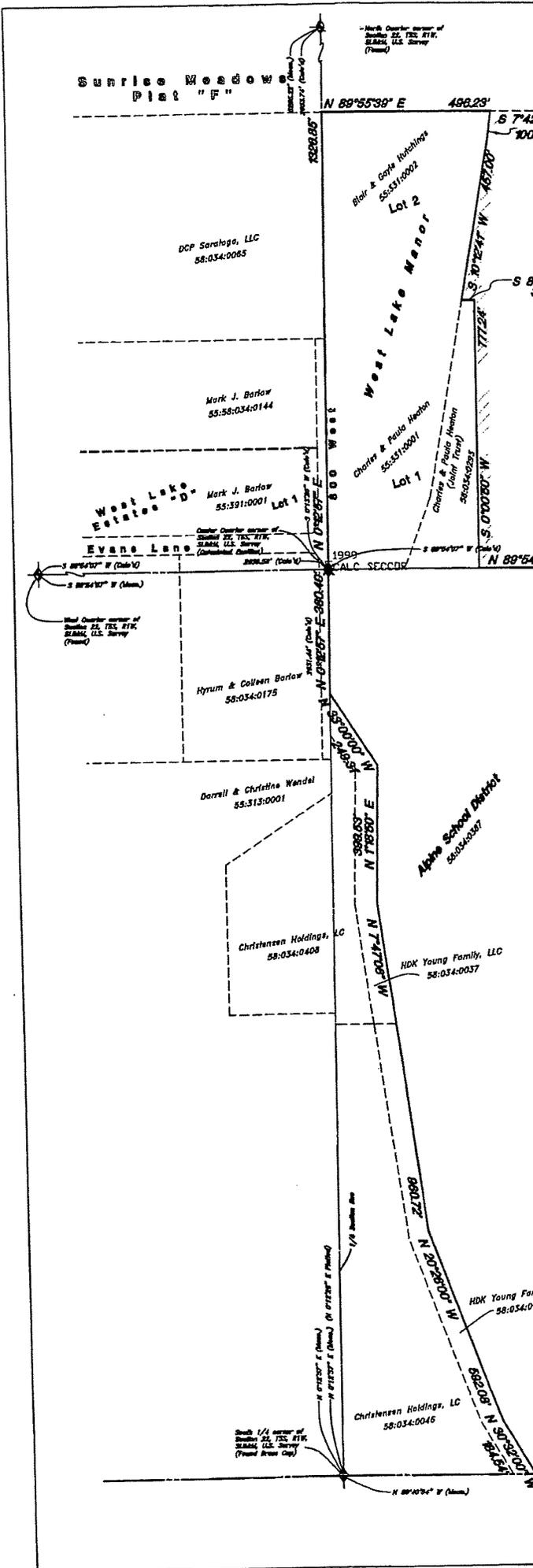
CITY OF SARATOGA SPRINGS  
A UTAH MUNICIPAL CORPORATION

BY:   
Timothy L. Parker, Mayor

ATTEST:

  
City Recorder





**Surveyor's Certificate**

I, Mark E. Babbitt do hereby certify that I am a Licensed Land Surveyor, and that I hold certificate No. 166484 as prescribed under the laws of the State of Utah. I further certify that this plat of addition to the corporate limits of Saratoga Springs City, Utah County, Utah is a true and correct representation of data compiled from a survey made by me from records on file at the office of the Utah County Recorder.

Signed this \_\_\_\_\_ day of \_\_\_\_\_, 2008.

Mark E. Babbitt  
Utah PLS No. 166484

**Boundary Description**

A part of the East half of Section 22, Township 5 South, Range 1 West, Salt Lake Base & Meridian, U.S. Survey:

Beginning at the Southeast corner of said Southeast quarter of Section 22; running thence North 89°40'54" West 2101.79 feet along the south line of said section; thence North 30°32'00" West 184.54 feet; thence North 20°26'00" West 592.08 feet; thence North 7°47'06" West 960.72 feet; thence North 1°18'50" East 399.53 feet; thence North 33°00'00" West 249.31 feet to the 1/4 section line of said section; thence North 0°12'57" East 360.40 feet along said 1/4 section line to the Center of said Section and the Southwest corner of West Lake Manor, a subdivision in Utah County Utah as occupied on the ground; thence along said plot four (4) courses as follows: North 0°12'57" East 1326.85 feet along the 1/4 section line, North 89°55'39" East 496.23 feet, South 7°42'25" West 100.61 feet and South 10°12'41" West 457.00 feet; thence South 89°59'10" East 36.54 feet; thence South 0°00'50" West 777.24 feet to the 1/4 section line; thence North 89°54'07" East 639.65 feet along said 1/4 section line to the Northwest corner of Sunset Haven Plat "B" a subdivision in Saratoga Springs, Utah County Utah as Monumented of the ground; thence along said plot two (2) courses as follows: South 0°01'18" West 1383.01 feet and North 89°54'07" East 1575.46 feet along said subdivision and along the south line of Jex Subdivision Plat 1 a subdivision in Utah County Utah, to the east line of said Section 22; thence South 0°01'27" West 1267.78 feet along said section line to the point of beginning.

Contains 112.630 acres.

**Acceptance by Legislative Body**

This is to certify that we, the Saratoga Springs 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 Saratoga Springs and that a copy of the ordinance has been prepared for filing herewith all in accordance with the Utah Code Annotated (1953) 10-1-04 & 10-02-401 through 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 Alpine School District Addition to Saratoga Springs.

Dated This \_\_\_\_\_ Day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

RECEIVED MAR 23 2008

**ANNEXATION PLAT**

Alpine School District Addition to Saratoga Springs

A Part of the Northeast Quarter and Southeast Quarter of Section 22 T6S, R1W SLB&M, U.S. Survey Utah County, Utah

**Recorded #**

State of Utah, County of Utah, Recorded and Filed at the Request of

Date \_\_\_\_\_ Time \_\_\_\_\_ Book \_\_\_\_\_ Page \_\_\_\_\_

Fee \$ \_\_\_\_\_ Utah County Recorder

STATE OF UTAH



OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF ANNEXATION

I, GREG BELL, 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 April 7<sup>th</sup>, 2009, 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 6<sup>th</sup> day of October, 2009 at Salt Lake City, Utah.

A handwritten signature in black ink, appearing to read "G Bell".

---

GREG BELL  
Lieutenant Governor



September 23, 2009

**RE: KELLY ANNEXATION COVER LETTER**

To Whom It May Concern:

This is to inform you that Spanish Fork City has reviewed the Kelly Annexation and verifies that all requirements of the city have been met.

If you have any questions please feel free to contact me using the information provided below.

Sincerely,

A handwritten signature in blue ink that reads "Shawn Beecher".

Shawn Beecher

=====  
Shawn Beecher  
GIS Administrator  
40 S. Main St.  
Spanish Fork, UT 84660  
Phone: 801-804-4571  
Fax: 801-804-4571  
email: [sbeecher@spanishfork.org](mailto:sbeecher@spanishfork.org)  
=====

Received

SEP 28 2009

Greg Bell  
Lieutenant Governor

When recorded please  
return to:  
40 South Main Street

## ORDINANCE NO. A01-09

### ROLL CALL

VOTING	YES	NO
MAYOR JOE L THOMAS <i>(votes only in case of tie)</i>		
MATTHEW D. BARBER <i>Councilmember</i>	X	
G. WAYNE ANDERSEN <i>Councilmember</i>	X	
STEVEN M. LEIFSON <i>Councilmember</i>	X	
SETH V. SORENSEN <i>Councilmember</i>	X	
CHRIS W. WADSWORTH <i>Councilmember</i>	X	

I MOVE this ordinance be adopted: Councilmember Sorensen

I SECOND the foregoing motion: Councilmember Andersen

### ORDINANCE A01-09

#### AN ORDINANCE ANNEXING PROPERTY KNOWN AS THE J. BRENT KELLY ANNEXATION 5906 South 650 West

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

Received

SEP 22 2009

Greg Bell  
Lieutenant Governor

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 7th day of August, 2007, 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 September 8<sup>th</sup>, 15<sup>th</sup>, and 22<sup>nd</sup>, 2007; 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 18<sup>th</sup> day of December, 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 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 developed.

#### **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 which lies North 0°20'20" West 308.72 feet along the Section Line and East 247.24 feet from the West 1/4 Corner of Section 13, Township 8 South, Range 2 East, Salt Lake Base and Meridian; and running thence South 89°30'00" East 838.82 feet along the North side of 5950 South Street; thence North 0°35'00" East 640.71 feet along the existing Spanish Fork City boundary line; thence South 53°09'26" West 1056.26 feet to the point of beginning.  
(Area = 6.17 Acres)

#### **SECTION II.**

The parcel is hereby zoned as Industrial 1.

**SECTION III**

An annexation agreement was entered on the 7<sup>th</sup> day of April 2009.

**SECTION IV**

The annexation is conditional upon the following:

1. That the SESD power buyout be completed before recordation.

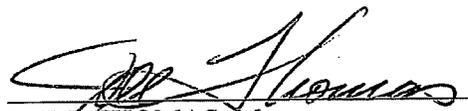
**SECTION V**

This Ordinance shall not become part of the Spanish Fork City Municipal Code.

**SECTION VI**

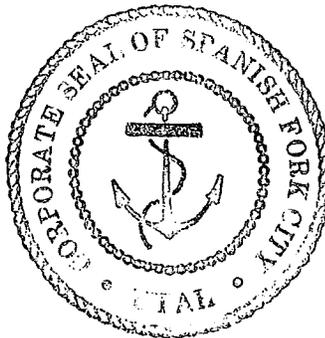
This Ordinance shall become effective immediately upon publication.

PASSED AND ORDERED PUBLISHED BY THE SPANISH FORK CITY COUNCIL OF  
SPANISH FORK, UTAH, this 18<sup>th</sup> day of December, 2007.

  
JOEL THOMAS, Mayor

ATTEST:

  
KIMBERLY ROBINSON, Recorder



**ENGINEER/SURVEYOR'S CERTIFICATE**

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

**BOUNDARY DESCRIPTION**

NORTH 02°00'00" WEST 380.70 FEET ALONG THE SECTION LINE AND EAST 247.44 FEET FROM THE WEST 1/4 CORNER OF SECTION 13, TOWNSHIP 8 SOUTH, RANGE 2 EAST, SALT LAKE BASE MERIDIAN; THENCE AS FOLLOWS:

COURSE	DISTANCE	REMARKS
S 89°20'00" E	830.10'	ALONG THE NORTH SIDE OF 3800 SOUTH STREET TO THE POINT OF BEGINNING.
S 53°40'00" W	1028.25'	TO THE POINT OF BEGINNING.
S 53°40'00" W	1028.25'	TO THE POINT OF BEGINNING.

AREA = 6.17 ACRES

BASED UPON BEARING & DISTANCE FROM THE WEST 1/4 CORNER TO THE NORTHWEST CORNER OF SECTION 13, T. 8 S., R. 2 E., S. 88th.



*Debra J. D. [Signature]*  
SURVEYOR  
Feb. 23, 2009  
DATE

**ACCEPTANCE BY LEGISLATIVE BODY**

THIS IS TO CERTIFY THAT [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 SPALDING, UTAH AND THAT A COPY OF THE MAP AND PETITION HAS BEEN FILED WITH THE CLERK OF THE COUNTY AND THAT HE HAS EXAMINED AND DOES 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 ANNEXED AS THE [CITY] [COUNTY].

CITY OF SPALDING, UTAH  
*[Signature]*  
CITY CLERK



**BOUNDARY COMMISSION**

POLICY DECLARATION ADOPTED BY LEGISLATIVE BODY OF SPALDING CITY ON [DATE] PROTECTS FILED BY: [NAME]

**BOUNDARY COMMISSION ACTION:**

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

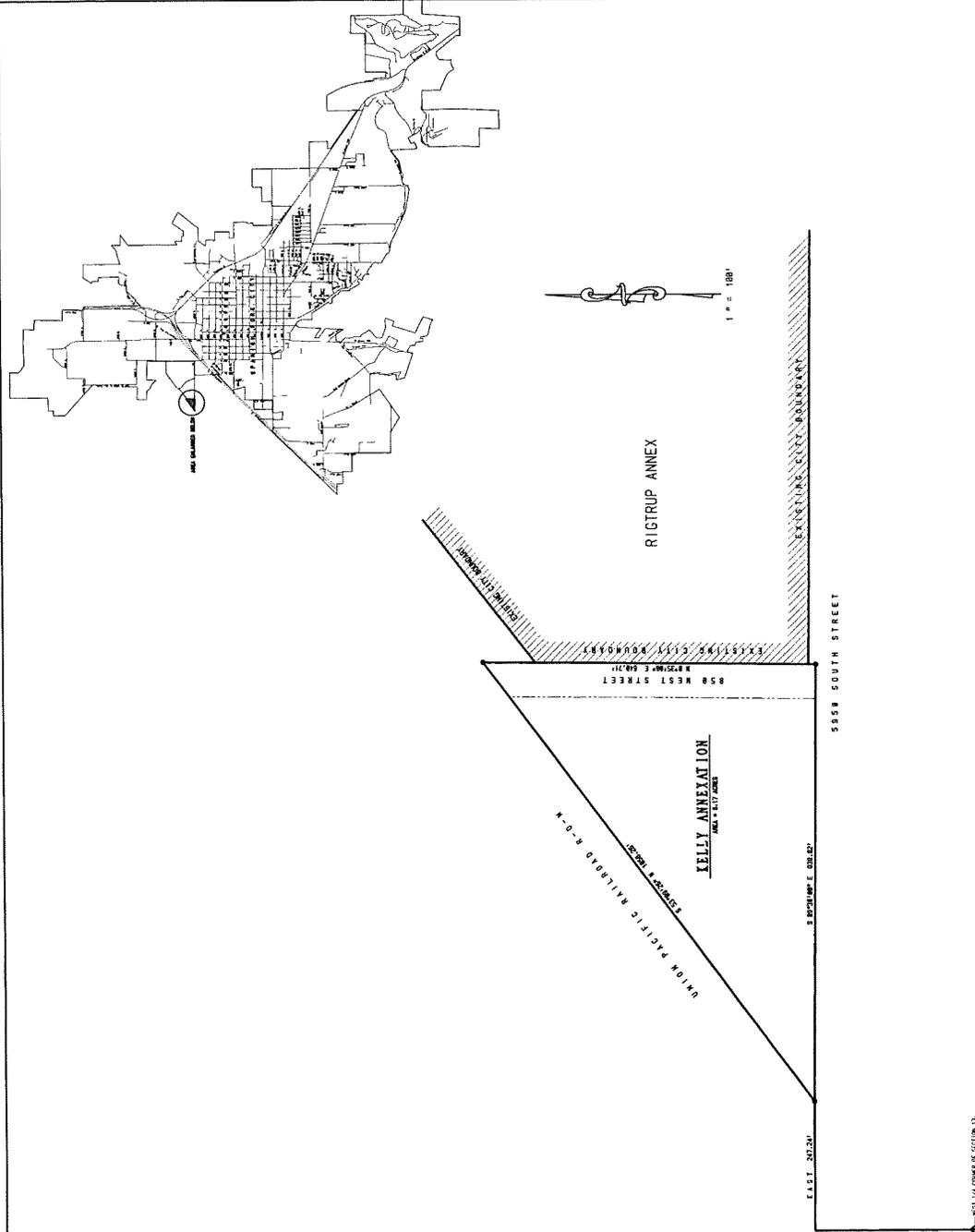
**APPROVED AS TO FORM**

COUNTY ATTORNEY \_\_\_\_\_ DATE \_\_\_\_\_

**ANNEXATION PLAT**

**KELLY ANNEXATION**

SPANISH FORGE CITY, UTAH COUNTY, UTAH  
SHEET: 1P-1 100 FEET



UTAH COUNTY SURVEYOR

THIS PLAT HAS BEEN REVIEWED BY THE COUNTY SURVEYOR AND IS HEREBY CERTIFIED AS A TRUE, LEGAL INSTRUMENT, SUBJECT TO OTHER LAWS APPLICABLE TO SUCH PLATS.

*[Signature]*  
UTAH COUNTY SURVEYOR

9-22-07  
DATE

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 September 4<sup>th</sup>, 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 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 15<sup>th</sup> day of July, 2009 at Salt Lake City, Utah.

Handwritten signature of Gary R. Herbert in black ink.

GARY R. HERBERT  
Lieutenant Governor



July 1, 2009

**RE: OLD MILL ESTATES ANNEXATION COVER LETTER**

To Whom It May Concern:

This is to inform you that Spanish Fork City has reviewed the Old Mill Estates Annexation and verifies that all requirements of the city have been met.

If you have any questions please feel free to contact me using the information provided below.

Sincerely,

A handwritten signature in blue ink that reads "Shawn Beecher".

Shawn Beecher

=====  
Shawn Beecher  
GIS Administrator  
40 S. Main St.  
Spanish Fork, UT 84660  
Phone: 801-804-4571  
Fax: 801-804-4571  
email: [sbeecher@spanishfork.org](mailto:sbeecher@spanishfork.org)  
=====

Received

JUL 06 2009

Gary R. Herbert  
Lieutenant Governor

When recorded please  
return to:  
40 South Main Street  
Spanish Fork UT 84660

## ORDINANCE NO. A07-07

### ROLL CALL

VOTING	YES	NO
MAYOR JOE L THOMAS <i>(votes only in case of tie)</i>		
MATTHEW D. BARBER <i>Councilmember</i>	X	
G. WAYNE ANDERSEN <i>Councilmember</i>	X	
STEVEN M. LEIFSON <i>Councilmember</i>	X	
SETH V. SORENSEN <i>Councilmember</i>	X	
CHRIS W. WADSWORTH <i>Councilmember</i>		

I MOVE this ordinance be adopted: Councilmember Sorensen

I SECOND the foregoing motion: Councilmember Leifson

### ORDINANCE A01-07

#### AN ORDINANCE ANNEXING PROPERTY KNOWN AS THE HATCH ANNEXATION 448 West Arrowhead Trail

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 4th day of May, 2007, 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 May 14<sup>th</sup>, 21<sup>st</sup>, and 28<sup>th</sup>, 2007; 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 4<sup>th</sup> day of September, 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 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 developed.

#### **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 WHICH LIES NORTH 89°31'59"EAST 2291.28 FEET ALONG THE SECTION LINE AND NORTH 918.44 FEET FROM THE SOUTHWEST CORNER OF SECTION 25, TOWNSHIP 8 SOUTH, RANGE 2 EAST, SALT LAKE BASE AND MERIDIAN; AND RUNNING THENCE NORTH 312.15 FEET; THENCE NORTH 20°52'40"WEST 111.40 FEET; THENCE EAST 470.06 FEET ALONG VALLEY ASPHALT ANNEXATION; THENCE SOUTH 6°59'12"EAST 116.12 FEET ALONG SAID ANNEXATION; THENCE SOUTH 55°50'00"WEST 644.03 FEET TO THE POINT OF BEGINNING. CONTAINING 2.86 ACRES OF LAND

#### **SECTION II.**

The parcel is hereby zoned as R-1-15.

**SECTION III**

The annexation is conditional upon the following:

1. That the SESD power buyout be completed before recordation.
2. That a boundary agreement be executed with the neighboring property owner before the plat is recorded.

**SECTION IV**

This Ordinance shall not become part of the Spanish Fork City Municipal Code.

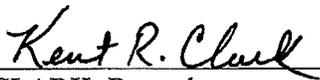
**SECTION V**

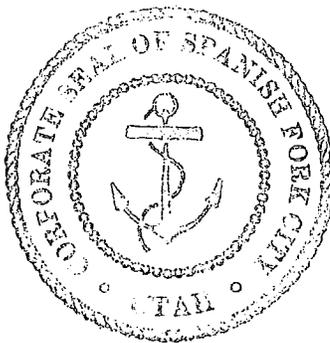
This Ordinance shall become effective immediately upon publication.

PASSED AND ORDERED PUBLISHED BY THE SPANISH FORK CITY COUNCIL OF  
SPANISH FORK, UTAH, this 4<sup>th</sup> day of September, 2007.

  
JOE L THOMAS, Mayor

ATTEST:

  
KENT R. CLARK, Recorder





STATE OF UTAH



OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF BOUNDARY ADJUSTMENT

I, GREG BELL, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office a notice of boundary adjustment from the SPRINGVILLE DRAINAGE DISTRICT, dated December 9<sup>th</sup>, 2009, complying with Section 17B-1-417, 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 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 23<sup>rd</sup> day of December, 2009.

A handwritten signature in black ink that reads "Greg Bell".

GREG BELL  
Lieutenant Governor



**FRANSON**  
CIVIL ENGINEERS

*The Water Resource Specialists*

December 18, 2009

Mr. Justin Siebenhaar  
Office of the Lieutenant Governor  
210 North 1950 West  
Salt Lake City, UT 84134

Dear Justin:

In response to the Notice of Rejection letter from the Office of the Lieutenant Governor sent November 5, 2009 to the Springville Drainage District, regarding their proposed boundary adjustment, I have enclosed a copy of the recorded plat of Springville Drainage District's boundary adjustment, which meets the requirements of Utah Code 17B-1-417(6)(a)(ii) and Utah Code 17-23-29(4). The original plat is located at the Utah County Recorder.

Please call if you have any questions. Thank you.

Sincerely,

Daniel S. Bolke, P.E.

Enclosure

cc: Carl Carpenter (w/ enclosure)  
Springville Drainage District  
1246 East 100 South  
Springville, UT 84663

Barry Prettyman (w/ enclosure)  
Cole Surveying & Engineering  
251 W. State Rd. 198, Suite 2  
P.O. Box 1053  
Salem, UT 84653

**Received**

**DEC 21 2009**

**Greg Bell**  
**Lieutenant Governor**



**SPRINGVILLE DRAINAGE DISTRICT**

25 West 200 South #5

PO Box 745

Springville, Utah 84663-0745

(801) 491-2985

sprinirco@qwestoffice.net

*Carl H. Carpenter,  
President*

*Marlin E. Boyer  
Trustee*

*Calvin V. Crandall  
Secretary/Treasurer*

**Resolution No. 2009-01**

**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 October 21, 2009;

WHEREAS, there being no protests at said hearing;

NOW THEREFORE, be it hereby resolved that the Board of Trustees of the Springville Drainage District does hereby approve and adopt the new boundary description and plat dated December 9, 2009 as recorded with the Utah County Recorder on December 17, 2009.

SPRINGVILLE DRAINAGE DISTRICT

*Carl H. Carpenter*

Carl H. Carpenter, President

ATTEST:

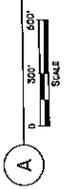
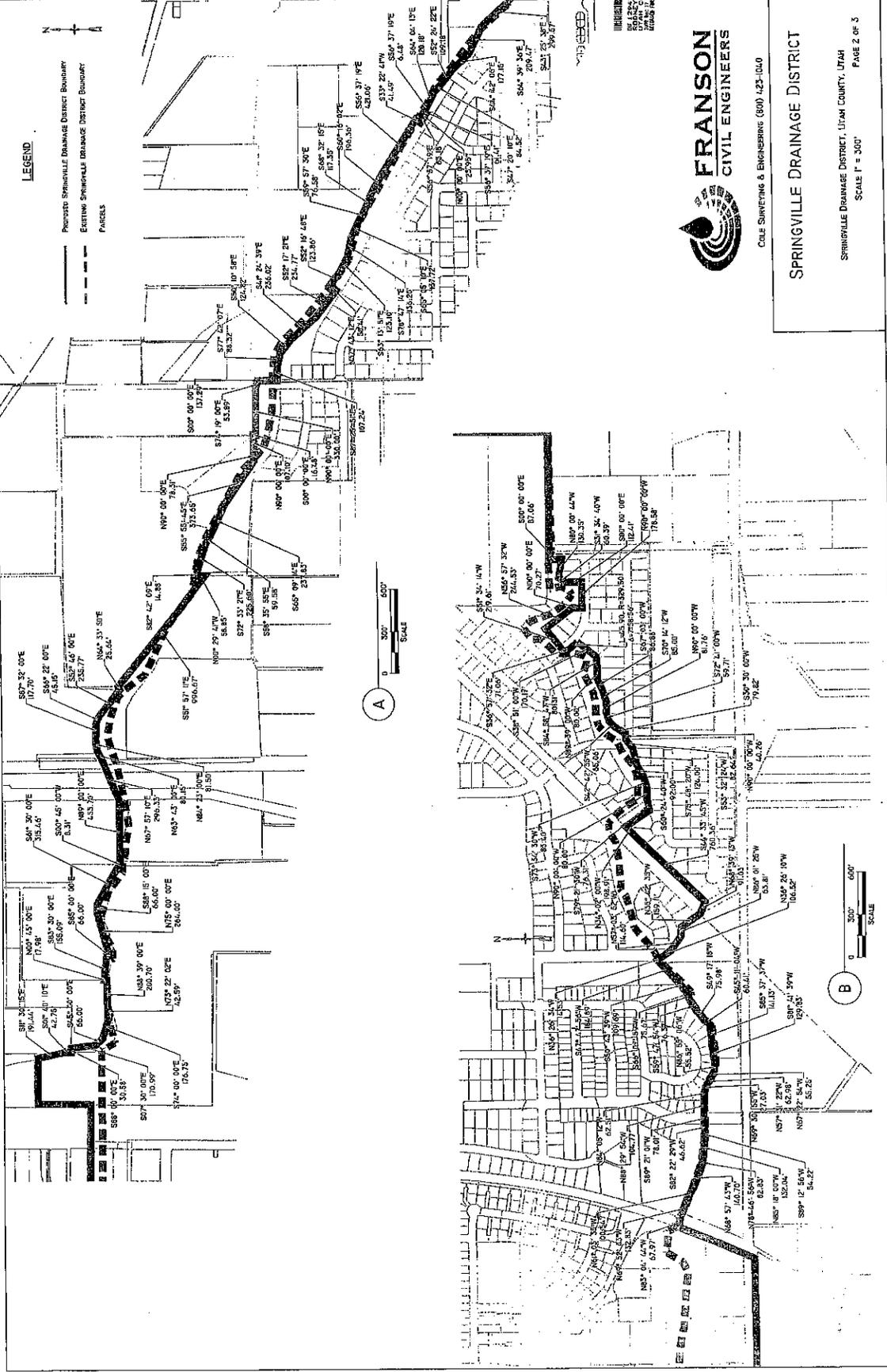
*[Signature]*  
12/23/2009





**LEGEND**

- Proposed Springville Drainage District Boundary
- Existing Springville Drainage District Boundary
- PARCELS



**FRANSTON**  
CIVIL ENGINEERS

COLE SURVEYING & ENGINEERING (800) 423-1040

**SPRINGVILLE DRAINAGE DISTRICT**

SPRINGVILLE DRAINAGE DISTRICT, UTAH COUNTY, UTAH  
SCALE 1" = 300'  
PAGE 2 OF 3

DATE: 12/23/2011  
TIME: 10:00 AM  
DRAWN: J. COLE  
CHECKED: J. COLE  
PROJECT: SPRINGVILLE DRAINAGE DISTRICT



EXHIBIT "A"  
THANKSGIVING PARK ECONOMIC DEVELOPMENT PROJECT AREA  
LEGAL DESCRIPTION

COMMENCING AT A POINT LOCATED NORTH 89°58'00" WEST 144.87 FEET FROM THE EAST QUARTER CORNER OF SECTION 36, TOWNSHIP 4 SOUTH, RANGE 1 WEST, SALT LAKE BASE AND MERIDIAN; THENCE ALONG A 20.00 FOOT RADIUS CURVE TO THE RIGHT 19.23 FEET (CHORD BEARS: SOUTH 20°01'14" WEST 18.50 FEET); THENCE SOUTH 47°34'00" WEST 339.65 FEET; THENCE ALONG A 470.00 FOOT RADIUS CURVE TO THE RIGHT 348.36 FEET (CHORD BEARS: SOUTH 68°48'00" WEST 340.44 FEET); THENCE NORTH 89°58'00" WEST 886.19 FEET; THENCE NORTH 01°27'59" WEST 204.53 FEET; THENCE ALONG A 551.00 FOOT RADIUS CURVE TO THE LEFT 363.88 FEET (CHORD BEARS: NORTH 20°23'07" WEST 357.30 FEET); THENCE NORTH 39°18'15" WEST 458.97 FEET; THENCE ALONG A 449.00 FOOT RADIUS CURVE TO THE RIGHT 282.85 FEET (CHORD BEARS: NORTH 21°15'26" WEST 278.20 FEET); THENCE NORTH 03°12'36" WEST 409.56 FEET; THENCE NORTH 86°47'29" EAST 201.99 FEET; THENCE SOUTH 03°12'36" EAST 225.00 FEET; THENCE SOUTH 63°50'46" EAST 300.00 FEET; THENCE NORTH 42°21'51" EAST 247.00 FEET; THENCE ALONG A NON-TANGENT 225.00 FOOT RADIUS CURVE TO THE LEFT 67.57 FEET (CHORD BEARS: SOUTH 64°23'50" EAST 67.31 FEET); THENCE SOUTH 73°00'00" EAST 124.95 FEET; THENCE SOUTH 00°10'52" EAST 300.49 FEET ALONG A BOUNDARY LINE AGREEMENT ENTRY #89624 NOVEMBER 1, 1996; THENCE SOUTH 89°56'48" EAST 569.22 FEET ALONG SAID BOUNDARY LINE AGREEMENT; THENCE ALONG A 1095.92 FOOT RADIUS CURVE TO THE RIGHT 27.52 FEET (CHORD BEARS: SOUTH 45°17'27" EAST 27.52 FEET); THENCE SOUTH 42°20'03" EAST 215.20 FEET; THENCE SOUTH 41°41'32" EAST 650.04 FEET; THENCE SOUTH 89°58'00" EAST 7.61 FEET TO THE POINT OF BEGINNING. PARCEL CONTAINS 38.78 ACRES MORE OR LESS.

STATE OF UTAH



OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF ANNEXATION

I, GREG BELL, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office a notice of annexation from the UTAH COUNTY SERVICE AREA NO. 7, dated October 29<sup>th</sup>, 2009, 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 notice of annexation, referred to above, on file with the Office of the Lieutenant Governor pertaining to UTAH COUNTY SERVICE AREA NO. 7, 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 23<sup>rd</sup> day of November, 2009.

A handwritten signature in black ink, appearing to read "Greg Bell".

---

GREG BELL  
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

October 29, 2009

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. 7*

To Whom It May Concern:

Pursuant to Section 17B-1-414(2), Utah Code Annotated, 1953 as amended, please find enclosed copies of a Notice of An Impending Boundary Action and an approved final local entity map regarding the annexation of additional area to Utah County Service Area No. 7.

If you have any questions regarding the enclosed, please contact our office.

Sincerely,

E. Kent Sundberg  
Deputy Utah County Attorney

Encl.

L:\KENTS\Service Areas\Lt Gov #7 Annex Certification Ltr.wpd

# Received

NOV 19 2009

Map Sent 11-19

Greg Bell  
Lieutenant Governor

**NOTICE OF AN IMPENDING BOUNDARY ACTION**

PLEASE TAKE NOTICE that in accordance with Section 17B-1-414, Utah Code Annotated, 1953 as amended, the Board of Trustees of Utah County Service Area No. 7, adopted a resolution on October 29, 2009 that annexed additional area to Utah County Service Area No. 7.

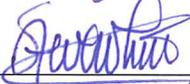
The boundary action to which this notice pertains is the annexation of additional area to Utah County Service Area #7, and the undersigned hereby request the issuance of a certificate of annexation by the Lieutenant Governor.

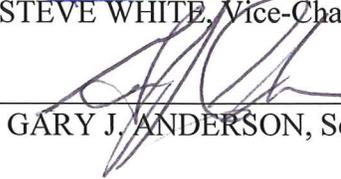
The undersigned hereby certify that all requirements applicable to the above-described boundary action have been met.

DATED this 29<sup>th</sup> of October, 2009.

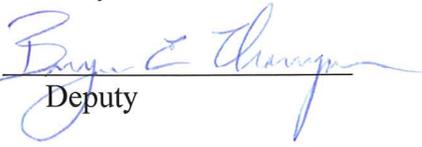
UTAH COUNTY SERVICE AREA NO. 7

  
LARRY A. ELLERTSON, Chair

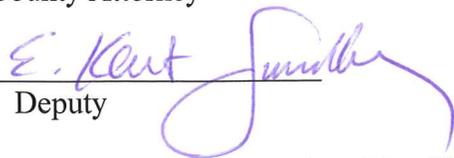
  
STEVE WHITE, Vice-Chair

  
GARY J. ANDERSON, Secretary/Treasurer

ATTEST:  
Bryan E. Thompson  
Utah County Clerk/Auditor

By:   
Deputy

APPROVED AS TO FORM:  
Jeffrey R. Buhman  
Utah County Attorney

By:   
Deputy

**Service Area No. 7  
Resolution No. 2009 - 11**

Provo, Utah  
October 29, 2009

The Board of Trustees of Utah County Service Area No. 7 (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 October 29, 2009.

On roll call, the following members of the Board were determined present:

Larry A. Ellertson	Chair
Steve White	Vice-Chair

There were also present:

E. Kent Sundberg	Deputy Utah County Attorney
Bryan E. Thompson	Utah County Clerk/Auditor
Reneé Huggins-Caron	Deputy Utah County Clerk/Auditor

Absent:

Gary J. Anderson	Secretary/Treasurer
------------------	---------------------

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 October 29, 2009 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. 7, 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 October 29, 2009 special public meeting held by the Board of Trustees of Utah County Service Area No. 7, 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 October 27, 2009, 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

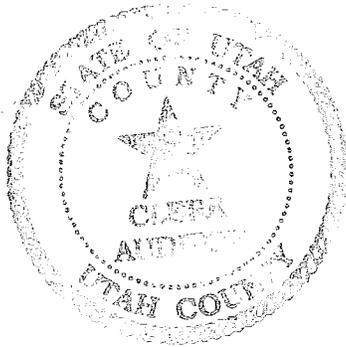
(b) causing a copy of the Notice of Public Meeting in the form attached hereto as "Exhibit A" to be posted on the Utah Public Notice Website; and

(c) causing a copy of the Notice of Public Meeting in the form attached hereto as "Exhibit A" to be provided on October 27, 2009 at least twenty-four (24) hours before the convening of the meeting, to The Deseret News, 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 29<sup>th</sup> day of October, 2009.

Linda Strickland  
Deputy Utah County Clerk/Auditor  
Utah County, Utah

[SEAL]



# **EXHIBIT A**

Notice of Public Meeting

PUBLIC NOTICE IS HEREBY GIVEN THAT THE  
**BOARD OF TRUSTEES OF UTAH COUNTY SERVICE AREA NO. 7**

WILL HOLD A SPECIAL MEETING  
IN THE COMMISSION CHAMBERS, ROOM 1400  
OF THE UTAH COUNTY ADMINISTRATION BUILDING  
100 East Center Street, Provo  
**October 29, 2009 - 9:00 A.M.**

**AGENDA**

1. ADOPT A RESOLUTION ANNEXING ADDITIONAL AREA TO UTAH COUNTY SERVICE AREA NO. 7 AND PROVIDING FOR OTHER RELATED MATTERS
2. RECEIVE, REVIEW, CONSIDER AND TENTATIVELY ADOPT THE 2010 TENTATIVE BUDGET FOR UTAH COUNTY SERVICE AREA NO. 7
3. SET A PUBLIC HEARING ON THE TENTATIVE 2010 BUDGET FOR UTAH COUNTY SERVICE AREA NO. 7 - **Suggested date and time: November 17, 2009 at 9:00 A.M. in Room 1400 of the County Administration Building**

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 Ellertson, was read and discussed, and pursuant to motion made by Steve White, and seconded by Larry A. Ellertson, was adopted by the following vote:

Aye:	Larry A. Ellertson	Chair
	Steve White	Vice-Chair

Nay:

Absent:	Gary J. Anderson	Secretary/Treasurer
---------	------------------	---------------------

The resolution is as follows:

A RESOLUTION annexing additional area to Utah County Service Area No. 7, and providing for other related matters.



**WHEREAS**, pursuant to a resolution (the "Resolution") adopted on August 18, 2009, 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. 7(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 September 22, 2009 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. 7, 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 September 22, 2009 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 one written protest was filed against the annexation of additional area to the Service Area. Said protest is not sufficient to require an election for the proposed annexation, pursuant to the provisions of Section 17B-1-412, Utah Code Annotated, 1953 as amended.
- (d) That after careful consideration of all factors involved, 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 area within the unincorporated area of Utah County, Utah, located in the left fork of Hobble Creek Canyon. 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.

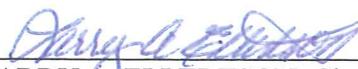
Section 5. That the Board will file copies of a notice of impending boundary action and an approved final local entity plat with the Utah State Lieutenant Governor within thirty (30) days of the adoption of this Resolution.

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 29<sup>th</sup> day of October, 2009.

BOARD OF TRUSTEES OF UTAH COUNTY  
SERVICE AREA NO. 7

  
\_\_\_\_\_  
LARRY A. ELLERTSON, Chair

ATTEST:  
BRYAN E. THOMPSON  
Utah County Clerk/Auditor

By: *Bryan E Thompson*  
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. 7

*Larry A. Ellertson*  
LARRY A. ELLERTSON, Chair

ATTEST:  
BRYAN E. THOMPSON  
Utah County Clerk/Auditor

By: *Bryan E Thompson*  
Deputy County Clerk/Auditor

[SEAL]

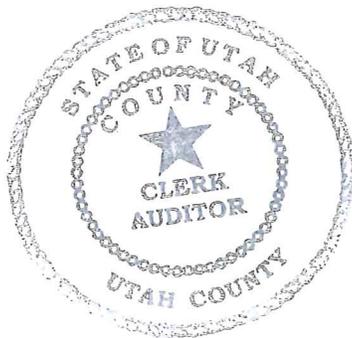


STATE OF UTAH    )  
                                  )  
COUNTY OF UTAH )

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. 7, held at the regular meeting place of the Board in the Utah County Administration Building in Provo, Utah, at 9:00 a.m. on October 29, 2009, as recorded in the regular official book of minutes of the proceedings of the Board of Trustees of Utah County Service Area No. 7, 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 29<sup>th</sup> day of October, 2009.



[SEAL]

  
BRYAN E. THOMPSON, County Clerk/Auditor  
Utah County, Utah

# EXHIBIT B

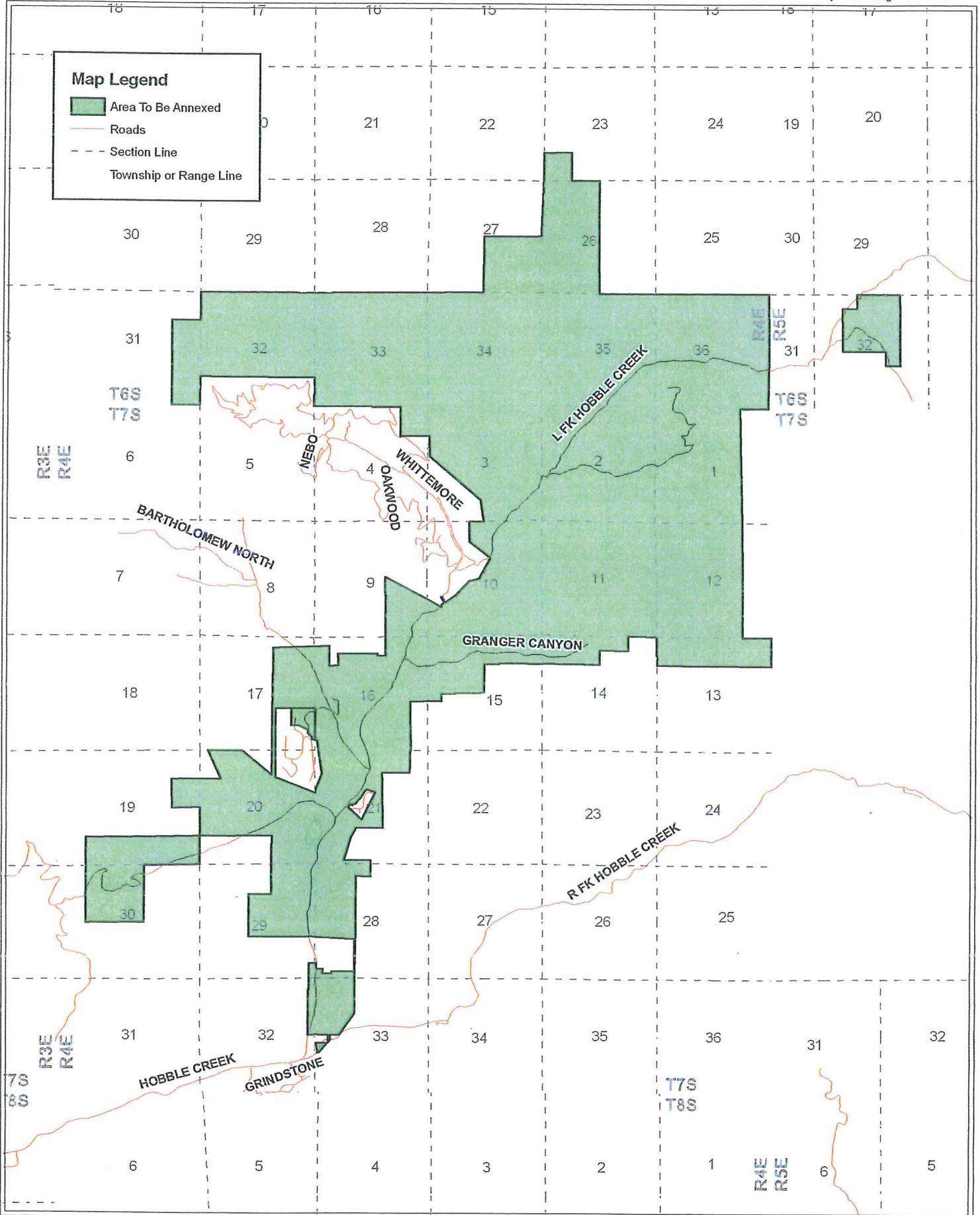


# AREA TO BE ANNEXED INTO UTAH COUNTY SERVICE AREA NO. 7



1:70,000

Created 10/29/09 by John Ewing - C.D.





# Annexation Into Utah County Service Area 7

1/24/2010 1 inch = 2,500 feet

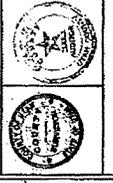


**Legend**

- Present Service Area
- Present Unincorporated Areas
- State Road
- County Road
- Local Road
- Water
- 100' Flood Boundary
- 500' Flood Boundary
- 1000' Flood Boundary
- 100 Year Flood
- 500 Year Flood
- 1000 Year Flood
- 100 Year Flood
- 500 Year Flood
- 1000 Year Flood

The procedures in this plan have been authorized by the Board of Supervisors of Utah County, Utah, on 11/17/09 at 10:00 AM. 2009

*[Signature]*  
County Executive, Utah County



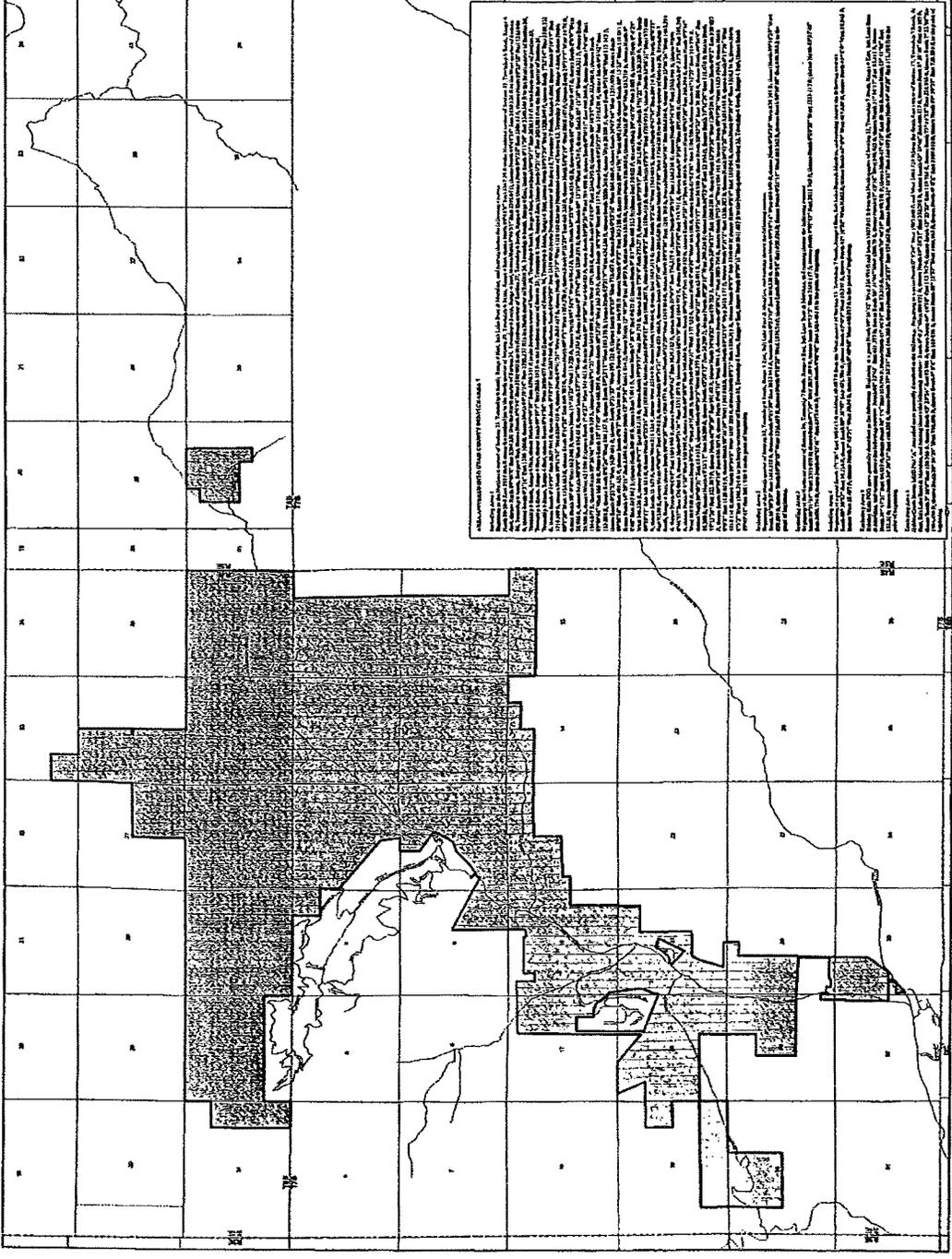
**Authorization by Legislative Body**

Adopted by the Board of County Commissioners on 11/17/09 at 10:00 AM.

*[Signature]*  
County Executive, Utah County

Approved by the Board of County Commissioners on 11/17/09 at 10:00 AM.

*[Signature]*  
County Executive, Utah County



**ANNEXATION OF THE SERVICE AREA 7 INTO UTAH COUNTY SERVICE AREA 7**

The following is a list of the property owners who are affected by the annexation of the Service Area 7 into Utah County Service Area 7. The list includes the name of the property owner, the address, and the acreage of the property. The list is as of the date of the annexation, 11/17/09.

**Property Owners:**

- 1. [Name], [Address], [Acreage]
- 2. [Name], [Address], [Acreage]
- 3. [Name], [Address], [Acreage]
- 4. [Name], [Address], [Acreage]
- 5. [Name], [Address], [Acreage]
- 6. [Name], [Address], [Acreage]
- 7. [Name], [Address], [Acreage]
- 8. [Name], [Address], [Acreage]
- 9. [Name], [Address], [Acreage]
- 10. [Name], [Address], [Acreage]
- 11. [Name], [Address], [Acreage]
- 12. [Name], [Address], [Acreage]
- 13. [Name], [Address], [Acreage]
- 14. [Name], [Address], [Acreage]
- 15. [Name], [Address], [Acreage]
- 16. [Name], [Address], [Acreage]
- 17. [Name], [Address], [Acreage]
- 18. [Name], [Address], [Acreage]
- 19. [Name], [Address], [Acreage]
- 20. [Name], [Address], [Acreage]
- 21. [Name], [Address], [Acreage]
- 22. [Name], [Address], [Acreage]
- 23. [Name], [Address], [Acreage]
- 24. [Name], [Address], [Acreage]
- 25. [Name], [Address], [Acreage]
- 26. [Name], [Address], [Acreage]
- 27. [Name], [Address], [Acreage]
- 28. [Name], [Address], [Acreage]
- 29. [Name], [Address], [Acreage]
- 30. [Name], [Address], [Acreage]
- 31. [Name], [Address], [Acreage]
- 32. [Name], [Address], [Acreage]
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- 34. [Name], [Address], [Acreage]
- 35. [Name], [Address], [Acreage]
- 36. [Name], [Address], [Acreage]
- 37. [Name], [Address], [Acreage]
- 38. [Name], [Address], [Acreage]
- 39. [Name], [Address], [Acreage]
- 40. [Name], [Address], [Acreage]
- 41. [Name], [Address], [Acreage]
- 42. [Name], [Address], [Acreage]
- 43. [Name], [Address], [Acreage]
- 44. [Name], [Address], [Acreage]
- 45. [Name], [Address], [Acreage]
- 46. [Name], [Address], [Acreage]
- 47. [Name], [Address], [Acreage]
- 48. [Name], [Address], [Acreage]
- 49. [Name], [Address], [Acreage]
- 50. [Name], [Address], [Acreage]
- 51. [Name], [Address], [Acreage]
- 52. [Name], [Address], [Acreage]
- 53. [Name], [Address], [Acreage]
- 54. [Name], [Address], [Acreage]
- 55. [Name], [Address], [Acreage]
- 56. [Name], [Address], [Acreage]
- 57. [Name], [Address], [Acreage]
- 58. [Name], [Address], [Acreage]
- 59. [Name], [Address], [Acreage]
- 60. [Name], [Address], [Acreage]
- 61. [Name], [Address], [Acreage]
- 62. [Name], [Address], [Acreage]
- 63. [Name], [Address], [Acreage]
- 64. [Name], [Address], [Acreage]
- 65. [Name], [Address], [Acreage]
- 66. [Name], [Address], [Acreage]
- 67. [Name], [Address], [Acreage]
- 68. [Name], [Address], [Acreage]
- 69. [Name], [Address], [Acreage]
- 70. [Name], [Address], [Acreage]
- 71. [Name], [Address], [Acreage]
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- 75. [Name], [Address], [Acreage]
- 76. [Name], [Address], [Acreage]
- 77. [Name], [Address], [Acreage]
- 78. [Name], [Address], [Acreage]
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- 92. [Name], [Address], [Acreage]
- 93. [Name], [Address], [Acreage]
- 94. [Name], [Address], [Acreage]
- 95. [Name], [Address], [Acreage]
- 96. [Name], [Address], [Acreage]
- 97. [Name], [Address], [Acreage]
- 98. [Name], [Address], [Acreage]
- 99. [Name], [Address], [Acreage]
- 100. [Name], [Address], [Acreage]

STATE OF UTAH



OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF WITHDRAWAL

I, GREG BELL, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office a notice of withdrawal pertaining to the UTAH COUNTY SERVICE AREA NO. 9, dated October 29<sup>th</sup>, 2009, complying with Section 17B-1-512, 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 withdrawal, referred to above, on file with the Office of the Lieutenant Governor pertaining to UTAH COUNTY SERVICE AREA NO. 9, 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 23<sup>rd</sup> day of November, 2009.

A handwritten signature in black ink, appearing to read "G Bell".

---

GREG BELL  
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

October 29, 2009

Utah State Lt. Governor  
Utah State Capitol Complex  
P.O. Box 142325  
Salt Lake City, UT 84114-2325

**Re:** *Withdrawal of area from Utah County Service Area No. 9*

To Whom It May Concern:

Pursuant to Section 17B-1-512, Utah Code Annotated, 1953 as amended, please find enclosed copies of a Notice of An Impending Boundary Action and an approved final local entity plat regarding the withdrawal of area from Utah County Service Area No. 9.

If you have any questions regarding the enclosed, please contact our office.

Sincerely,

E. Kent Sundberg  
Deputy Utah County Attorney

Encl.

L:\KENTS\Service Areas\Lt Gov #9 Withdrawal Ltr.wpd

# Received

NOV 19 2009

May Sent 11-19

Greg Bell  
Lieutenant Governor

**NOTICE OF AN IMPENDING BOUNDARY ACTION**

PLEASE TAKE NOTICE that in accordance with Section 17B-1-510, Utah Code Annotated, 1953 as amended, the Board of Trustees of Utah County Service Area No. 9, adopted a resolution on October 29, 2009 that withdraws area from Utah County Service Area No. 9.

The boundary action to which this notice pertains is the withdrawal of area from Utah County Service Area #9, and the undersigned hereby request the issuance of a certificate of withdrawal by the Lieutenant Governor.

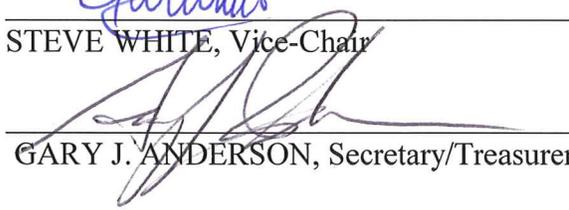
The undersigned hereby certify that all requirements applicable to the above-described boundary action have been met.

DATED this 29<sup>th</sup> of October, 2009.

UTAH COUNTY SERVICE AREA NO. 9

  
LARRY A. ELLERTSON, Chair

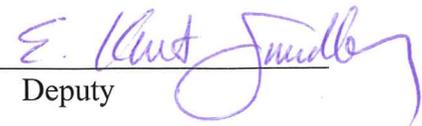
  
STEVE WHITE, Vice-Chair

  
GARY J. ANDERSON, Secretary/Treasurer

ATTEST:  
Bryan E. Thompson  
Utah County Clerk/Auditor

By:   
Deputy

APPROVED AS TO FORM:  
Jeffrey R. Buhman  
Utah County Attorney

By:   
Deputy

**Service Area No. 9**  
**Resolution No. 2009 - 10**

Provo, Utah  
October 29, 2009

The Board of Trustees of Utah County Service Area No. 9 (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 October 29, 2009.

On roll call, the following members of the Board were determined present:

Larry A. Ellertson	Chair
Steve White	Vice-Chair

There were also present:

E. Kent Sundberg	Deputy Utah County Attorney
Bryan E. Thompson	Utah County Clerk/Auditor
Reneé Huggins-Caron	Deputy Utah County Clerk/Auditor

Absent:

Gary J. Anderson	Secretary/Treasurer
------------------	---------------------

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 October 29, 2009 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. 9, 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 October 29, 2009 special public meeting held by the Board of Trustees of Utah County Service Area No. 9, 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 October 27, 2009, 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 October 27, 2009 at least twenty-four (24) hours before the convening of the meeting, to The Deseret News, 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 29<sup>th</sup> day of October, 2009.

*Lynnda Strickland*  
Deputy Utah County Clerk/Auditor  
Utah County, Utah

[SEAL]



# **EXHIBIT A**

Notice of Public Meeting

PUBLIC NOTICE IS HEREBY GIVEN THAT THE  
**BOARD OF TRUSTEES OF UTAH COUNTY SERVICE AREA NO. 9**

WILL HOLD A SPECIAL MEETING  
IN THE COMMISSION CHAMBERS, ROOM 1400  
OF THE UTAH COUNTY ADMINISTRATION BUILDING  
100 East Center Street, Provo  
**October 29, 2009 - 9:00 A.M.**

**AGENDA**

1. ADOPT A RESOLUTION WITHDRAWING AREA FROM UTAH COUNTY SERVICE AREA NO. 9 AND PROVIDING FOR OTHER RELATED MATTERS
2. RECEIVE, REVIEW, CONSIDER, AND TENTATIVELY ADOPT THE 2010 TENTATIVE BUDGET FOR UTAH COUNTY SERVICE AREA NO. 9
3. SET A PUBLIC HEARING ON THE TENTATIVE 2010 BUDGET FOR UTAH COUNTY SERVICE AREA NO. 9 - **Suggested date: Tuesday, November 17, 2009 at 9:00 A.M. in Room 1400 of the County Administration Building, 100 E Center Street, Provo, Utah**

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 Ellertson, was read and discussed, and pursuant to motion made by Steve White, and seconded by Larry A. Ellertson, was adopted by the following vote:

Aye:	Larry A. Ellertson	Chair
	Steve White	Vice-Chair

Nay:

Absent:	Gary J. Anderson	Secretary/Treasurer
---------	------------------	---------------------

The resolution is as follows:

A RESOLUTION withdrawing area from Utah County Service Area No. 9, and providing for other related matters.

•••

•••

•••

**WHEREAS**, pursuant to a resolution (the "Resolution") adopted on August 25, 2009, the Board gave notice of its intention to initiate proceedings relating to the withdrawal of area from Utah County Service Area No. 9(the "Service Area"), the boundaries of the area to be withdrawn from the Service Area shall include all of the real property set out in Section 3 hereof; and

**WHEREAS**, pursuant to Section 17B-1-509, Utah Code Annotated, 1953 as amended, the Board ordered that a public hearing be held on September 22, 2009 at 6:00 p.m. at the Utah County Administration Building, 100 East Center Street, Room 1400, Provo, Utah, concerning the withdrawal of area from the Service Area; and

**WHEREAS**, pursuant to Section 17B-1-508, Utah Code Annotated, 1953 as amended, notice of the time and place of said hearing and of the proposed withdrawal was given by mailing said notice to each owner of private real property located within the area proposed to be withdrawn, and by posting said notice in four conspicuous places within the area proposed to be withdrawn; and

**WHEREAS**, said public hearing was held pursuant to said notice at the aforesaid time and place, and the Board considered all interested persons desiring to be heard;

**NOW, THEREFORE**, be it resolved by the Board of Trustees of Utah County Service Area No. 9, as follows:

Section 1. That the Board does hereby find and determine:

- (a) That notice of the public hearing concerning the withdrawal of area from the Service Area was properly given.
- (b) That a public hearing on the withdrawal of area from the Service Area was held and conducted by the Board as required by law on September 22, 2009 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 withdrawal, and issues raised by it, and gave full opportunity to any interested person to address the Board regarding the proposed withdrawal.

- (c) That after careful consideration of all factors involved, it is hereby found, determined and declared that the property described in Section 2 hereof should be withdrawn from the Service Area, and that the public health, convenience and necessity requires the withdrawal of the area described in Section 2 hereof from the Service Area, and that all proceedings taken in withdrawing said area from the Service Area have been in compliance with the law.

Section 2. That the area proposed for withdrawal from the Service Area is hereby withdrawn. The boundaries of the area withdrawn from the Service Area is generally described as area within the unincorporated area of Utah County, Utah, located in the left fork of Hobble Creek Canyon. An accurate map depicting the boundaries of the area withdrawn from the Service Area is attached hereto as "Exhibit B," and is incorporated herein by reference.

Section 3. That the Board hereby approves the discontinuation of the services provided to property within the boundaries of the Service Area to the area withdrawn from the Service Area.

Section 4. That the Board will file copies of a notice of impending boundary action and an approved final local entity plat with the Utah State Lieutenant Governor within thirty (30) days of the adoption of this Resolution.

Section 5. That all acts and resolutions in conflict with this Resolution or any part thereof are hereby repealed.

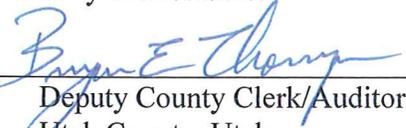
Section 6. That this Resolution shall take immediate effect upon its adoption and approval.

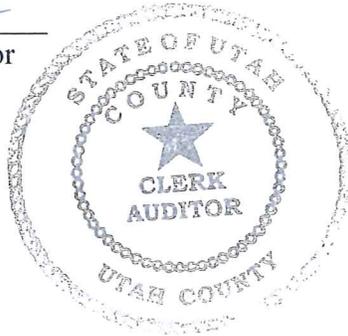
ADOPTED AND APPROVED this 29<sup>th</sup> day of October, 2009.

BOARD OF TRUSTEES OF UTAH COUNTY  
SERVICE AREA NO. 9

  
LARRY A. ELLERTSON, Chair

ATTEST:  
BRYAN E. THOMPSON  
Utah County Clerk/Auditor

By:   
Deputy County Clerk/Auditor  
Utah County, Utah



[SEAL]

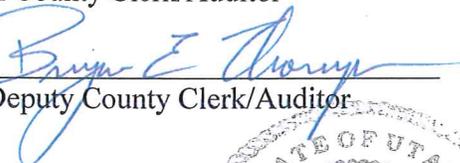
(Other business not pertinent to the above appears in the minutes of the meeting.)

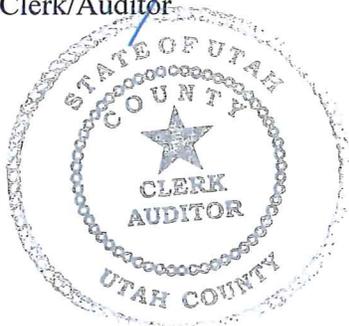
Pursuant to motion duly made and carried, the meeting was adjourned.

BOARD OF TRUSTEES OF UTAH COUNTY  
SERVICE AREA NO. 9

  
LARRY A. ELLERTSON, Chair

ATTEST:  
BRYAN E. THOMPSON  
Utah County Clerk/Auditor

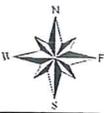
By:   
Deputy County Clerk/Auditor



[SEAL]



# **EXHIBIT B**

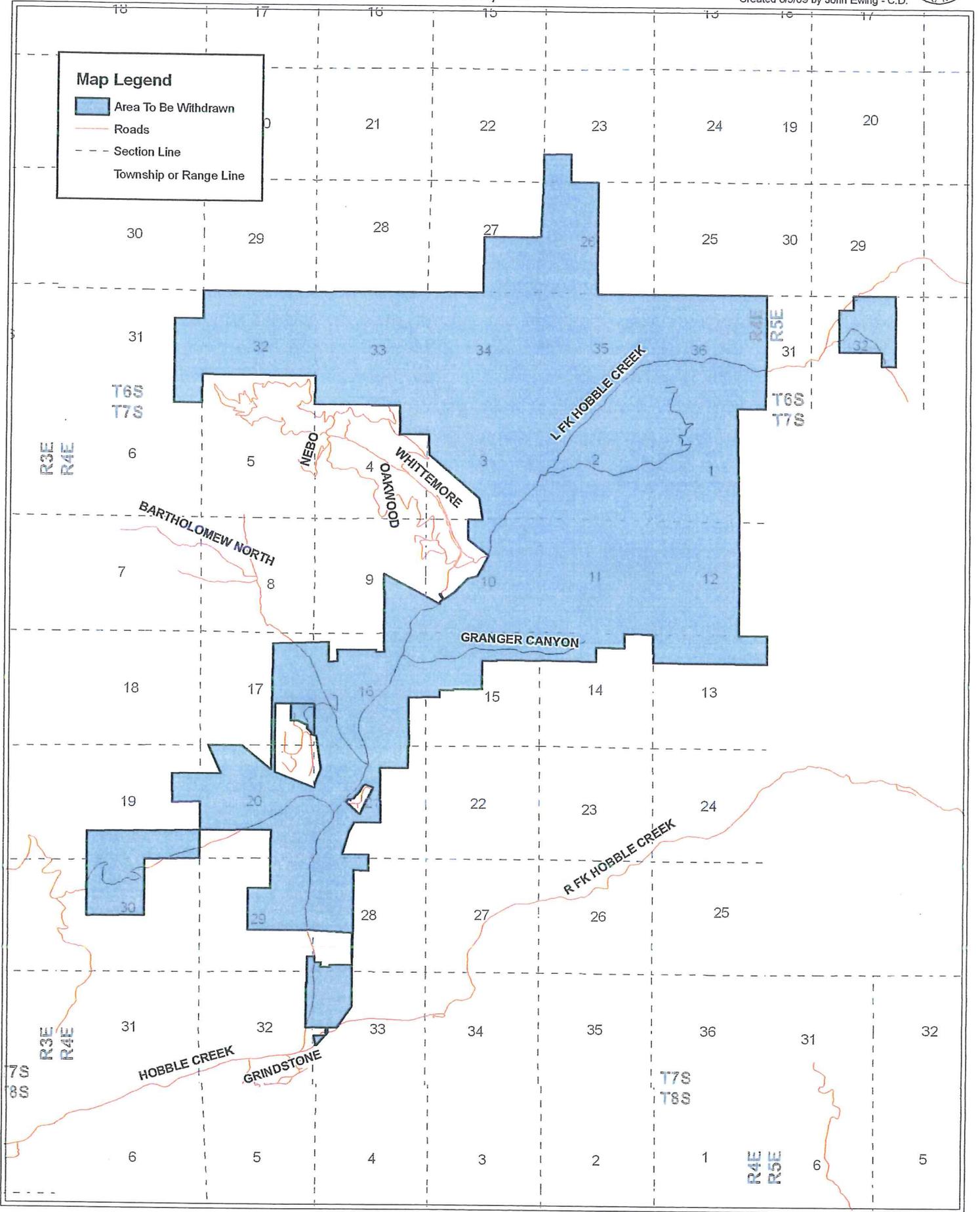


# AREA TO BE WITHDRAWN FROM UTAH COUNTY SERVICE AREA NO. 9



1:70,000

Created 8/5/09 by John Ewing - C.D.







STATE OF UTAH



OFFICE OF THE LIEUTENANT GOVERNOR

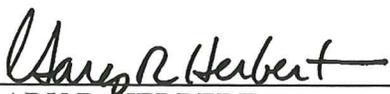
CERTIFICATE OF CREATION

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 ROAD SPECIAL SERVICE DISTRICT, dated April 21<sup>st</sup>, 2009, 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 ROAD 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 4<sup>th</sup> day of May, 2009.



  
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

April 21, 2009

# Received

APR 23 2009

Gary R. Herbert  
Lieutenant Governor

Utah State Lt. Governor  
Utah State Capitol Complex  
P.O. Box 142325  
Salt Lake City, UT 84114-2325

**Re:** *Creation of the Utah Valley Road 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 Road 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 Road 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\Road SSD\Lt Gov Road SSD Certification.let.wpd

**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 Road Special Service District, Utah County, Utah, by Resolution adopted on April 21, 2009, and recorded by the Utah County Recorder on April 21, 2009. 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 Road 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 Road Special Service District have been fully met.

DATED this 21<sup>st</sup> of April, 2009.

BOARD OF COUNTY COMMISSIONERS  
UTAH COUNTY, UTAH

ATTEST:  
Bryan E. Thompson  
Utah County Clerk/Auditor

By: Lynda Strickland  
Deputy

Larry A. Ellertson  
LARRY A. ELLERTSON, Chair

Steve White  
STEVE WHITE, Commissioner

Gary J. Anderson  
GARY J. ANDERSON, Commissioner

APPROVED AS TO FORM:  
Jeffrey R. Buhman  
Utah County Attorney

By: E. Kent Smith  
Deputy

EXHIBIT A

**Resolution No. 2009-66**

Provo City, Utah  
April 21, 2009

The Board of County Commissioners of Utah County, Utah (hereinafter the "Commission") met in regular public session at the regular meeting place of the Commission in the Utah County Administration Building in Provo City, Utah, at 9:00 a.m. on April 21, 2009.

On roll call, the following members of the Commission were determined present:

Larry A. Ellertson	Chair
Steve White	Vice-Chair
Gary J. Anderson	Commissioner

ENT 42373:2009 PG 1 of 15  
RANDALL A. COVINGTON  
UTAH COUNTY RECORDER  
2009 Apr 21 11:48 am FEE 0.00 BY ED  
RECORDED FOR UTAH COUNTY ATTORNEY

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 Commission 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 21, 2009 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 Commission, (2) posting written notice on the Utah Public Notice Website, and (3) 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 Commission 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 21, 2009 regular public meeting held by the Board of County Commissioners of Utah County, Utah, by:

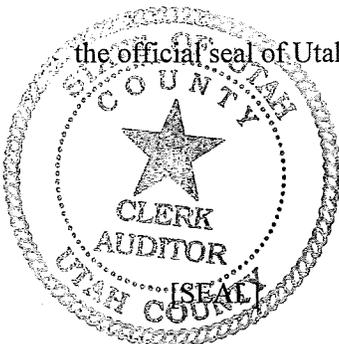
(a) causing a Notice of Public Meeting to be posted at the principal office of the Commission at the Utah County Administration Building, in Provo City, Utah, on April 17, 2009, at least twenty-four (24) hours before the convening of the meeting, in the form attached hereto as **Attachment I**; said Notice of Public Meeting having continuously remained so posted and available for public inspection during the regular office hours of the Commission until the convening of the meeting; and

(b) causing a Notice of Public Meeting to be posted on the Utah Public Website on April 17, 2009, at least twenty-four (24) hours before the convening of the meeting, in the form attached hereto as **Attachment I**; and

(c) causing a copy of the Notice of Public Meeting in the form attached hereto as **Attachment I** to be provided on April 17, 2009, 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 Commission.

IN WITNESS WHEREOF, I have hereunto subscribed my official signature and impressed hereon

the official seal of Utah County, Utah, this 21<sup>st</sup> day of April, 2009.



*Linda Strubland*  
\_\_\_\_\_  
Deputy County Clerk/Auditor  
Utah County, Utah

**ATTACHMENT I**

ENT 42373:2009 PG 3 of 15

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 Steve White, and seconded by Commissioner Gary J. Anderson, was adopted by the following vote:

Aye: Commissioner Larry A. Ellertson  
Commissioner Steve White  
Commissioner Gary J. Anderson

Nay: None

The Resolution is as follows:

**A RESOLUTION creating the Utah Valley Road Special Service District, Utah County, Utah, creating an administrative control board therefor, and providing for other related matters.**

-----

**WHEREAS**, pursuant to a resolution (the "Resolution") adopted on March 3, 2009, the Commission gave notice of its intention to initiate proceedings relating to the creation of a special service district to be known as the "Utah Valley Road Special Service District" (hereinafter referred to as "District"), having the boundaries set out in "**Exhibit A**" hereto and to provide the service of transportation, including the receipt of federal secure rural school funds under Section 51-9-603, Utah Code Annotated, 1953 as amended, and for the receipt of other federal funds, for the purpose of constructing, repairing or maintaining public roads within the area of the District, 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, without further proceedings by the Commission; and

**WHEREAS**, pursuant to the Resolution the Commission ordered that a public hearing be held on March 31, 2009 at 9:00 a.m. at the Utah County Administration Building, 100 East Center

Street, Room 1400, Provo, Utah, on the creation 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 Deseret News, a newspaper of general circulation in Utah County, Utah, once a week during three consecutive weeks on March 9, 2009; March 16, 2009; and March 23, 2009, 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 Commission 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 Commission does hereby find and determine:

- a. That public notice of the hearing on the creation of the District and the furnishing of the service of transportation, including the receipt of federal secure rural school funding under Section 51-9-603, Utah Code Annotated, 1953 as amended, and for the receipt of other federal funds, for the purpose of constructing, repairing or maintaining public roads within the area of the District, 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, without further proceedings by the Commission, was given by the Clerk of the Commission by publication of an

appropriate notice in The Deseret News, a newspaper of general circulation in Utah County, Utah, once a week for three consecutive weeks prior to March 31, 2009, to-wit, on March 9, 2009; March 16, 2009; and March 23, 2009, 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 creation of the District, pursuant to the provisions of Section 17D-1-206 of the Act.
- c. That a public hearing on the creation of the District and the furnishing of the service of transportation, including the receipt of federal secure rural school funding under Section 51-9-603, Utah Code Annotated, 1953 as amended, and for the receipt of other federal funds, for the purpose of constructing, repairing or maintaining public roads within the area of the District, 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, without further proceedings by the Commission, was held and conducted by the Commission as required by law and the Resolution giving notice thereof, on March 31, 2009 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 Commission 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 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 service of transportation, including the receipt of federal secure rural school funding under Section 51-9-603, Utah Code Annotated, 1953 as amended, and for the receipt of other federal funds, for the purpose of constructing, repairing or maintaining public roads within the area of the District, to be furnished by the proposed District, and any other services as may be authorized in the future by amendment to the Act, without further proceedings by the Commission, and that all proceedings taken in creating the District have been in compliance with law.

Section 2. That there is hereby created a special service district within Utah County, Utah, to be known as the "Utah Valley Road 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 the service of transportation, including the receipt of federal secure rural school funding under Section 51-9-603, Utah Code Annotated, 1953 as amended, and for the receipt of other federal funds, for the purpose of constructing, repairing or maintaining public roads within the area of the District, 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, without further proceedings by the Commission.

Section 4. That the Commission hereby finds and determines that less than thirty-three percent (33%) of the registered voters of the area proposed to be included within the District filed written protests against (1) the creation of the District, or (2) a specified type or types of services the District is proposed to provide.

Section 5. That the Commission hereby finds and determines that the owners of less than thirty-three percent (33%) of the taxable value of all taxable property within the area proposed to be included in the District filed written protests against (1) the creation of the District, or (2) a specified type or types of services the District is proposed to provide.

Section 6. That the District shall be a separate body corporate and politic and a quasi-municipal public corporation distinct from Utah County, Utah. The District shall have all rights, powers, and authority granted to special service districts under the Act.

Section 7. That pursuant to Section 17D-1-301, Utah Code Annotated, 1953 as amended, the Commission hereby creates an Administrative Control Board (the "Board") to administer and manage the affairs of the District. The initial board shall consist of three (3) persons, each of whom shall be a registered voter of the District or an officer or employee of Utah County. Two (2) members of the Board shall be appointed to serve an initial term of four (4) years and one (1) member shall be appointed to serve an initial term of two (2) years. Each successive term shall be for four (4) years.

The Board of the District shall become effective upon the appointment of three (3) qualified members thereof by the Commission. The Commission shall follow the procedures of Title 17B, Chapter 1, Part 3, Utah Code Annotated, 1953 as amended, for the appointment of members to the Board of the District.

The Commission hereby delegates to the Board of the District, the power to act as the governing authority of the District, with said delegation being effective as soon as three (3) qualified members are appointed by the Commission to said board. The Commission, however, does not delegate to the Board the power to:

- a. Annex an area to the District or add a service to the District;

- b. Designate, under Section 17D-1-107, Utah Code Annotated, 1953 as amended, the classes of special service district contracts that are subject to Title 11, Chapter 39, Building Improvements and Public Works Projects, Utah Code Annotated, 1953 as amended;
- c. Levy a tax on the taxable property of the District;
- d. Issue District bonds payable from taxes;
- e. Call or hold an election for the authorization of a property tax or the issuance of bonds;
- f. Levy an assessment;
- g. Issue interim warrants or bonds payable from an assessment; or
- h. Appoint a board of equalization under Section 11-42-404, Utah Code Annotated, 1953 as amended.

Section 8. That pursuant to the requirements of Section 17D-1-209, of the Act, the Commission 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 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 21<sup>st</sup> day of April, 2009.

BOARD OF COUNTY COMMISSIONERS  
UTAH COUNTY, UTAH

  
\_\_\_\_\_  
Larry A. Ellertson, Chair

ATTEST:  
Bryan E. Thompson  
Utah County Clerk/Auditor



By: Linda 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. Elertson  
Larry A. Elertson, Chair

ATTEST:  
Bryan E. Thompson  
Utah County Clerk/Auditor

By: Linda 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 21, 2009, 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 21<sup>st</sup> day of April, 2009.

  
\_\_\_\_\_  
Bryan E. Thompson, County Clerk/Auditor  
Utah County, Utah



UTAH VALLEY ROAD  
SPECIAL SERVICE DISTRICT

Comprised of all areas inside the Utah County Boundary described below, less the boundaries of the following incorporated cities as they existed on March 3, 2009: Alpine, American Fork, Cedar Fort, Cedar Hills, Draper, Eagle Mountain, Elk Ridge, Fairfield, Genola, Goshen, Highland, Lehi, Lindon, Mapleton, Orem, Payson, Pleasant Grove, Provo, Salem, Santaquin, Saratoga Springs, Spanish Fork, Springville, Vineyard, and Woodland Hills. Said Utah County Boundary is described 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 Ski 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  $89^{\circ}53'02''$  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  $00^{\circ}08'06''$  West, 180.74 feet, Southerly 62.09 feet along a 5,000.00 foot radius curve to the left through a central angle of  $00^{\circ}42'41''$  and a long chord of South  $00^{\circ}13'15''$  East, 62.09 feet, and South  $00^{\circ}34'35''$  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  $89^{\circ}25'25''$  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  $04^{\circ}25'25''$  West, 129.31 feet, Southerly 70.57 feet along a 200.00 foot radius curve to the right through a central angle of  $20^{\circ}12'57''$  and a long chord of South  $14^{\circ}31'54''$  West, 70.20 feet, South  $24^{\circ}38'22''$  West, 40.18 feet, Southerly 193.25 feet along a 180.00 foot radius curve to the left through a central angle of  $61^{\circ}30'47''$  and a long chord of South  $06^{\circ}07'02''$  East, 184.10 feet, Southerly 702.67 feet along a 550.00 foot radius reverse curve to the right through a central angle of  $73^{\circ}12'02''$  and a long chord of South  $00^{\circ}16'24''$  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  $16^{\circ}42'30''$  and a long chord of South  $44^{\circ}40'52''$  West, 428.61 feet, Southwesterly 187.74 feet along a 300.00 foot radius reverse curve to the left through a central angle of  $35^{\circ}51'19''$  and a long chord of South  $35^{\circ}06'27''$  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  $01^{\circ}57'37''$  and a long chord of South  $16^{\circ}11'59''$  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  $09^{\circ}12'58''$  and a long chord of South  $10^{\circ}36'42''$  West, 252.89 feet, Southerly 178.49 feet along a 300.00 foot radius compound curve to the left through a central angle of  $34^{\circ}05'21''$  and a long chord of South  $11^{\circ}02'28''$  East, 175.87 feet, Southerly 175.10 feet along a 300.00 foot radius reverse curve to the right through a central angle of  $33^{\circ}26'30''$  and a long chord of South  $11^{\circ}21'53''$  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  $15^{\circ}48'29''$  and a long chord of South  $02^{\circ}32'53''$  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  $79^{\circ}24'56''$  West, 120.00 feet and Westerly 207.30 feet along a 997.00 foot radius curve to the right through a central angle of  $11^{\circ}54'47''$  and a long chord of South  $85^{\circ}22'19''$  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  $114^{\circ}15'39''$  and a long chord of South  $55^{\circ}07'39''$  West, 904.58 feet, North  $67^{\circ}44'32''$  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  $24^{\circ}35'38''$  and a long chord of North  $55^{\circ}26'43''$  West, 182.99 feet, Northwesterly 161.03 feet along a 435.00 foot radius reverse

curve to the left through a central angle of  $21^{\circ}12'36''$  and a long chord of North  $53^{\circ}45'12''$  West, 160.11 feet, North  $64^{\circ}21'29''$  West, 177.12 feet, Northwesterly 242.21 feet along a 394.00 foot radius curve to the right through a central angle of  $35^{\circ}13'22''$  and a long chord of North  $46^{\circ}44'48''$  West, 238.42 feet, North  $29^{\circ}08'07''$  West, 151.89 feet, Northerly 173.12 feet along a 208.00 foot radius curve to the right through a central angle of  $47^{\circ}41'16''$  and a long chord of North  $05^{\circ}17'29''$  West, 168.17 feet, Northerly 161.40 feet along a 153.00 foot radius reverse curve to the left through a central angle of  $60^{\circ}26'24''$  and a long chord of North  $11^{\circ}40'03''$  West, 154.02 feet, Northwesterly 114.25 feet along a 247.00 foot radius reverse curve to the right through a central angle of  $25^{\circ}28'20''$  and a long chord of North  $29^{\circ}09'05''$  West, 113.32 feet, and North  $16^{\circ}24'55''$  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  $09^{\circ}04'08''$  and a long chord of South  $77^{\circ}35'37''$  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  $15^{\circ}33'47''$  and a long chord of South  $89^{\circ}54'35''$  West, 209.32 feet, North  $82^{\circ}18'32''$  West, 133.62 feet, Westerly 452.23 feet along a 500.00 foot radius curve to the left through a central angle of  $51^{\circ}49'16''$  and a long chord of South  $71^{\circ}46'50''$  West, 436.97 feet, South  $45^{\circ}52'11''$  West, 447.88 feet, Southwesterly 198.37 feet along a 280.00 foot radius curve to the right through a central angle of  $40^{\circ}35'29''$  and a long chord of South  $66^{\circ}09'56''$  West, 194.25 feet, South  $86^{\circ}27'41''$  West, 240.77 feet, Southwesterly 345.64 feet along a 200.00 foot radius curve to the left through a central angle of  $99^{\circ}01'11''$  and a long chord of South  $36^{\circ}57'05''$  West, 304.21 feet, South  $12^{\circ}33'30''$  East, 93.53 feet, Southwesterly 275.62 feet along a 200.00 foot radius curve to the right through a central angle of  $78^{\circ}57'34''$  and a long chord of South  $26^{\circ}55'17''$  West, 254.32 feet, South  $66^{\circ}24'04''$  West, 67.75 feet, Southwesterly 304.58 feet along a 200.00 foot radius curve to the left through a central angle of  $87^{\circ}15'16''$  and a long chord of South  $22^{\circ}46'26''$  West 275.99 feet, South  $20^{\circ}51'12''$  East 175.21 feet, Southwesterly 619.76 feet along a 275.00 foot radius curve to the right through a central angle of  $129^{\circ}07'36''$  and a long chord of South  $43^{\circ}42'36''$  West, 496.68 feet, North  $71^{\circ}43'36''$  West, 78.13 feet, Westerly 142.49 feet along a 200.00 foot radius curve to the left through a central angle of  $40^{\circ}49'09''$  and a long chord of South  $87^{\circ}51'50''$  West, 139.49 feet, South  $67^{\circ}27'16''$  West, 41.46 feet, Westerly 370.35 feet along a 600.00 foot radius curve to the right through a central angle of  $35^{\circ}21'57''$  and a long chord of South  $85^{\circ}08'15''$  West, 364.50 feet, North  $77^{\circ}10'47''$  West, 271.15 feet, Southwesterly 452.32 feet along a 250.00 foot radius curve to the left through a central angle of  $103^{\circ}39'48''$  and a long chord of South  $50^{\circ}59'19''$  West, 393.10 feet, South  $00^{\circ}50'35''$  East, 87.56 feet, Southerly 81.56 feet along a 200.00 foot radius curve to the right through a central angle of  $23^{\circ}21'56''$  and a long chord of South  $10^{\circ}50'23''$  West, 81.00 feet, South  $22^{\circ}31'21''$  West ,275.70 feet, Southwesterly 215.75 feet along a 200.00 foot radius curve to the right through a central angle of  $61^{\circ}48'29''$  and a long chord of South  $53^{\circ}25'36''$  West, 205.44 feet, South  $84^{\circ}19'51''$  West, 64.85 feet, and Westerly 79.78 feet along a 250.00 foot radius curve to the left through a central angle of  $18^{\circ}17'06''$  and a long chord of South  $75^{\circ}11'18''$  West, 79.44 feet; thence leaving said centerline North  $65^{\circ}17'43''$  West, 89.49 feet; thence North  $56^{\circ}17'24''$  West, 621.79 feet; thence South  $60^{\circ}48'33''$  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  $65^{\circ}45'11''$  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. Gorkinski, 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 3 West, 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.

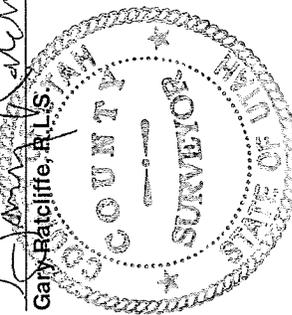
EXHIBIT B

# Area to be Included in the Utah Valley Road Special Service District

-  Utah Valley Road SSD
-  Utah County Boundaries Lines
-  Incorporated Cities

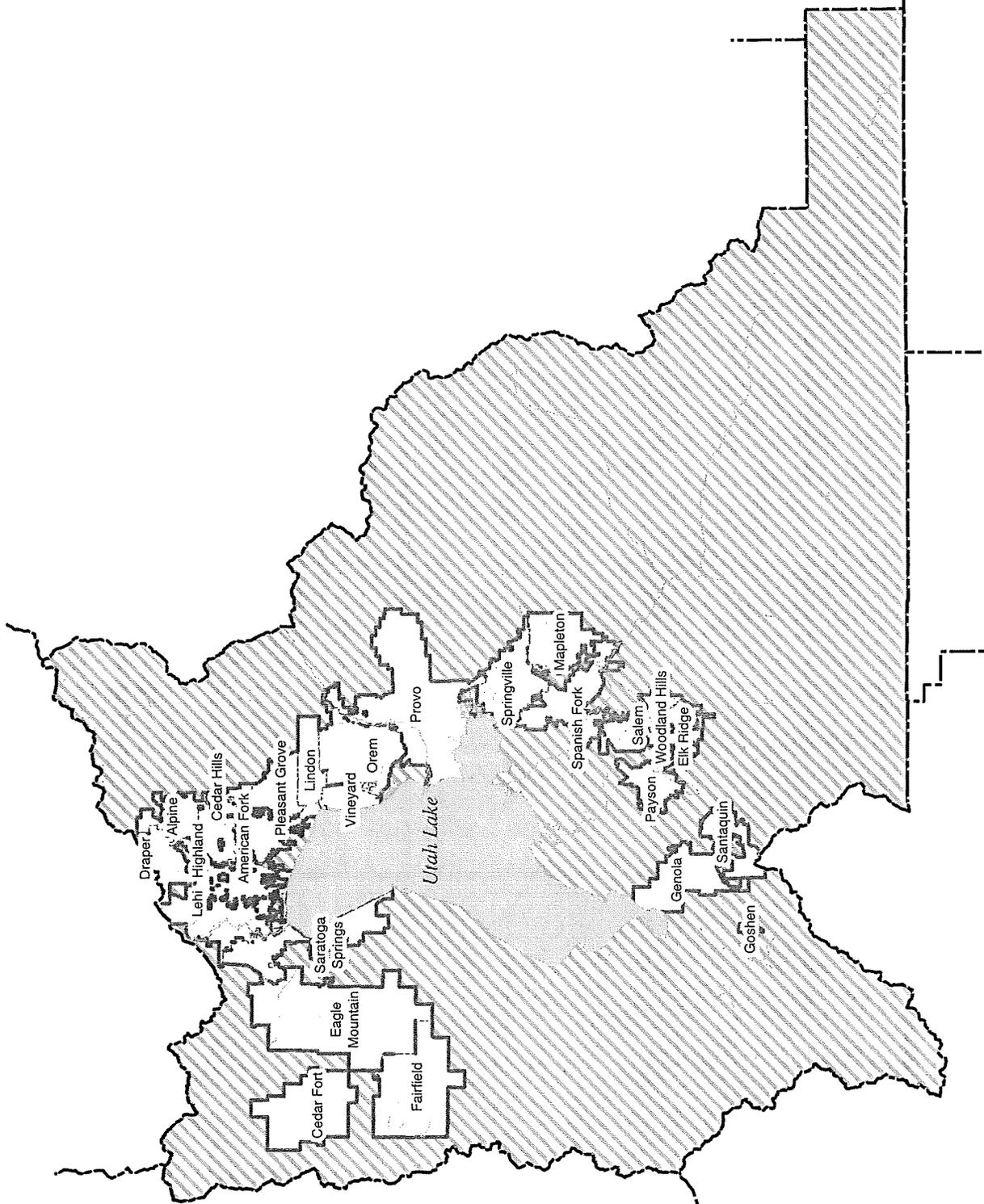
**BOUNDARY DESCRIPTION:**  
 The boundary shown on this map is described and set forth in the resolution adopted by the Board of County Commissioners of Utah County on March 3, 2009 creating the Utah Valley Special Service District.

Dated this 3rd day of March 2009

*Gary R. Ralston*  
 Gary Ralston, R.L.S.  




Utah County Public Works - Mapping Division  
 2855 South State Street, Provo, UT 84606  
 (801) 851-8626  
 Printed on Feb. 27, 2009 by curtisw



STATE OF UTAH



OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF WITHDRAWAL

I, GARY R. HERBERT, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office a notice of withdrawal pertaining to the WHITE HILLS SPECIAL SERVICE DISTRICT, dated January 29<sup>th</sup>, 2009, complying with Section 17D-1-603, 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 withdrawal, 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 9<sup>th</sup> day of February, 2009.

Handwritten signature of Gary R. Herbert in black ink.

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

January 29, 2008

Utah State Lt. Governor  
Utah State Capitol Complex  
P.O. Box 142325  
Salt Lake City, UT 84114-2325

**Re:** *Withdrawal of area from the White Hills Special Service District*

To Whom It May Concern:

Pursuant to Section 17D-1-603, Utah Code Annotated, 1953 as amended, please find enclosed a Notice and Certification, with accompanying copy of the fully executed and recorded Resolution which withdrew area from the White Hills Special Service District, Utah County, Utah, and provided for other related matters. Also enclosed is a fully executed and recorded Resolution which approved a corrected legal description in connection with the withdrawal of area from the White Hills Special Service District. We have also attached a map showing the area withdrawn from the White Hills Special Service District to the Notice and Certification.

If you have any questions regarding the enclosed, please contact our office.

Sincerely,

E. Kent Sundberg  
Deputy Utah County Attorney

Encl.

L:\KENTS\White Hills SSD\Lt Gov White Hills SSD Withdraw Cert.let.wpd

Received

FEB 09 2009

Gary R. Herbert  
Lieutenant Governor

## NOTICE AND CERTIFICATION

Pursuant to the provisions of Section 17D-1-603, Utah Code Annotated, 1953 as amended, notice is hereby given that the Board of County Commissioners, Utah County, Utah, approved the withdrawal of an area from the White Hills Special Service District, Utah County, Utah, by Resolution No. 2009-7 adopted on January 13, 2009, and recorded by the Utah County Recorder on January 21, 2009. A copy of said Resolution is attached hereto as Exhibit "A" and incorporated herein by reference.

After the adoption of Resolution No. 2009-7, it was discovered that the legal description attached to said Resolution inadvertently contained typographical errors. The Board of County Commissioners, Utah County, Utah, thereafter on January 27, 2009 adopted Resolution No. 2009-15, which approved a corrected legal description in connection with the withdrawal of certain properties from the White Hills Special Service District. A copy of said Resolution No. 2009-15 is attached hereto as Exhibit "C" and incorporated herein by reference.

A map showing the boundaries of the area withdrawn from the White Hills Special Service District is attached hereto as Exhibit "B" and incorporated herein by reference.

Pursuant to the provisions of Section 17D-1-603, Utah Code Annotated, 1953 as amended, certification is hereby made by the undersigned officers that all necessary legal requirements relating to the withdrawal of area from the White Hills Special Service District have been fully met.

DATED this 29<sup>th</sup> of January, 2009.

BOARD OF COUNTY COMMISSIONERS  
UTAH COUNTY, UTAH

  
LARRY A. ELLERTSON, Chair



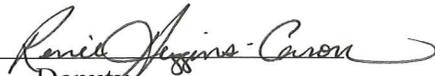
\_\_\_\_\_  
STEVE WHITE, Commissioner



\_\_\_\_\_  
GARY J. ANDERSON, Commissioner

ATTEST:

Bryan E. Thompson  
Utah County Clerk/Auditor

By:   
Deputy

APPROVED AS TO FORM:

Jeffrey R. Buhman  
Utah County Attorney

By:   
Deputy

EXHIBIT A

Provo, Utah

January 13, 2009

The Board of County Commissioners (the "Board") of Utah County, Utah, met in regular public session at its regular meeting place of the Board in Provo, Utah, on Tuesday, January 13, 2009, at 9:00 a.m. The meeting was called to order by the Chair of the Board with the following being present, and constituting a quorum:

Larry A. Ellertson	Chair
Gary J. Anderson	Commissioner

Also present:

Bryan E. Thompson	County Clerk/Auditor
-------------------	----------------------

After the meeting had been duly called to order and after other matters not pertinent to this resolution had been discussed, a Certificate of Compliance with Open Meeting Law with respect to this January 13, 2009, meeting was presented to the County Commission, a copy of which is attached hereto as Exhibit A.

Thereupon, the following resolution was approved and adopted on the following recorded vote:

AYE: Commissioner Larry A. Ellertson  
Commissioner Gary J. Anderson

NAY: none

ABSENT: Commissioner Steve White

The resolution was then signed by the Chair in open meeting and recorded by the Clerk/Auditor in the official records of Utah County, Utah. The resolution is as follows:

ENT 5779:2009 PG 1 of 17  
RANDALL A. COVINGTON  
UTAH COUNTY RECORDER  
2009 Jan 21 1:56 pm FEE 0.00 BY CS  
RECORDED FOR UTAH COUNTY ATTORNEY

## RESOLUTION NO. 2009-7

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF UTAH COUNTY, UTAH, WITHDRAWING CERTAIN PROPERTIES FROM AND DISCONTINUING THE PROVISION OF WATER SERVICE WITHIN THE WHITE HILLS SPECIAL SERVICE DISTRICT AND RELATED MATTERS.

WHEREAS, the Board of County Commissioners (the "Board") of Utah County, Utah (the "County"), has heretofore created the White Hills Special Service District, Utah County, Utah (the "District") pursuant to the Limited Purpose Local Government Entities—Other Entities, Title 17D, Utah Code Annotated, 1953, as amended (the "Act");

WHEREAS, pursuant to Section 17D-1-601 of the Act, and after careful consideration of the development of the District and its surrounding areas, the County has determined that it would be beneficial to remove certain properties from the District's boundaries, which properties are more fully described in the attached Exhibit B; and

WHEREAS, upon further review of the development of District and its surrounding areas, the County has determined that (i) it would be beneficial to create a basic local district to provide certain services, including water services, to such properties rather than the District, and (ii) the provision of water service within the boundaries of the District should be discontinued; and

WHEREAS, proceedings have been presented to the Board which would provide for the creation of a basic local district to provide certain services, including water services, to these areas:

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF UTAH COUNTY, UTAH AS FOLLOWS:

Section 1. All terms defined in the recitals hereto shall have the same meaning when used herein. All action heretofore taken (not inconsistent with the provisions of this Resolution) by the Board and by the officers of the County directed toward the withdrawal of property from and discontinuation of services within the District, are hereby ratified, approved and confirmed.

Section 2. The Board hereby finds and determines that the property identified in attached Exhibit B should not be provided with services by the District and hereby approves the withdrawal of said area from the District.

Section 3. The Board hereby approves the discontinuation of water service within the District.

Section 4. The officers of the County are hereby authorized and directed to take all action necessary or appropriate to effectuate the provisions of this resolution.

Section 5. If any one or more sections, sentences, clauses, or parts of this resolution shall, for any reason, be questioned or held invalid, such judgment shall not affect, impair, or invalidate the remaining provisions of this resolution, but shall be confined in its operation to the specific sections, sentences, clauses, or parts of this resolution so held unconstitutional and invalid, and the inapplicability and invalidity of any section, sentence, clause, or part of this resolution in any one or more instances shall not affect or prejudice in any way the applicability and validity of this resolution in any other instances.

Section 6. All resolutions of the County in conflict with this resolution are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any resolution, by-law or regulation, or part thereof, heretofore repealed.

PASSED BY THE BOARD OF COUNTY COMMISSIONERS OF UTAH COUNTY, UTAH THIS JANUARY 13, 2009.

(SEAL)



By: *Dwight E. Johnson*  
Chair

ATTEST:

By: *Bryan E. Chung*  
County Clerk/Auditor

(Here follows business not pertinent to the above.)

Pursuant to motion duly made and seconded, the Board adjourned.

(SEAL)



By: *Andy A. [Signature]*  
Chair

ATTEST:

By: *Byron E. [Signature]*  
County Clerk/Auditor

STATE OF UTAH            )  
                                  ) ss.  
COUNTY OF UTAH        )

ENT 5779:2009 PG 5 of 17

I, Bryan E. Thompson, the duly qualified and acting County Clerk/Auditor of Utah County, Utah (the "County"), do hereby certify according to the records of the County in my possession that the foregoing constitutes a true, correct, and complete copy of the minutes of the regular meeting of the County's Board of County Commissioners held on January 13, 2009, as it pertains to a resolution (the "Resolution") adopted by the Board at said meeting, including the Resolution, as said minutes and Resolution are officially of record in my possession.

IN WITNESS WHEREOF, I have hereunto subscribed my signature and impressed hereon the official seal of the County this January 13, 2009.

(SEAL)



By: Bryan E Thompson  
County Clerk/Auditor

EXHIBIT A

CERTIFICATE OF COMPLIANCE WITH OPEN MEETING LAW

I, Bryan E. Thompson, the undersigned County Clerk/Auditor of Utah County, Utah (the "County") do hereby certify, according to the records of the County 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 January 13, 2009, public meeting held by the Board of County Commissioners as follows:

(a) By causing a Notice, in the form attached hereto as Schedule 1, to be posted at the principal offices of the County on January 9, 2009, at least twenty-four (24) hours prior to the convening of the meeting, said Notice having continuously remained so posted and available for public inspection until the completion of the meeting;

(b) By causing a copy of such Notice, in the form attached hereto as Schedule 1, to be delivered to The Daily Herald, on January 9, 2009, at least twenty-four (24) hours prior to the convening of the meeting; and

(c) By causing a copy of such Notice, in the form attached hereto as Schedule 1, to be published on the Utah Public Notice Website (<http://pmn.utah.gov>).

In addition, the Notice of 2009 Annual Meeting Schedule for the Board of County Commissioners (attached hereto as Schedule 2) was given specifying the date, time and place of the regular meetings of the Board of the County to be held during the year, by causing said Notice to be posted on December 11, 2008, at the principal office of the County and by causing a copy of said Notice to be provided to at least one newspaper of general circulation within the geographic jurisdiction of the County on December 11, 2008.

IN WITNESS WHEREOF, I have hereunto subscribed my official signature this January 13, 2009.

(SEAL)



By: Bryan E. Thompson  
County Clerk/Auditor

SCHEDULE 1

ENT 5779:2009 P6 7 of 17

NOTICE OF 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  
 January 13, 2009 - 9:00 A.M.

**CONSENT**

1. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN A MAINTENANCE AGREEMENT WITH LES OLSON COMPANY FOR A SHARP MODEL AR405 COPY MACHINE, SN 96604116 - Located in Community Development
2. DECLARE SPECIFIED ITEMS AS SURPLUS AND AUTHORIZE THE DISPOSITION THEREOF THROUGH PUBLIC AUCTION
3. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN THE RENEWAL APPLICATION FOR A CLASS A RETAIL BEER LICENSE (OFF-PREMISE CONSUMPTION) FOR CEDAR HAVEN SINCLAIR, LLC - ANDREW ROSE, LOCATED AT 13205 E HWY 6 IN THE SPANISH FORK CANYON AREA OF UNINCORPORATED UTAH COUNTY
4. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO ACCEPT THE AWARD TO THE UTAH COUNTY SHERIFF'S OFFICE FROM THE ROCKY MOUNTAIN INFORMATION NETWORK IN THE AMOUNT OF \$4,000
5. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN ONE TERMINATION AGREEMENT AND GENERAL RELEASE (SEVERANCE PAYMENT OPTION) WITH ONE COUNTY EMPLOYEE
6. APPROVE AND AUTHORIZE EXECUTION OF A STIPULATION FOR DECLARATORY JUDGEMENT REGARDING GARY FISHER AND MARLISE FISHER VS UTAH COUNTY FOR RESOLUTION OF ZONING ISSUES
7. ADOPT A RESOLUTION APPROVING VOLUNTEERS WHO WISH TO DONATE THEIR SERVICES TO UTAH COUNTY
8. APPROVE TAX CREDITS AND REFUNDS RECOMMENDED BY THE COUNTY TREASURER'S OFFICE IN CANCELLATION AND CORRECTION LETTER NO. 09-419
9. APPROVE TAX CREDITS AND REFUNDS RECOMMENDED BY THE COUNTY TREASURER'S OFFICE IN CANCELLATION AND CORRECTION LETTER NO. 20172
10. APPROVE THE MINUTES OF THE UTAH COUNTY BOARD OF COMMISSIONERS' JANUARY 5, 2009 MEETING

11. RATIFICATION OF WARRANT REGISTER SUMMARY

Register No. 7	Jan 05, 2008	Direct Deposit: 5225-5225	Total: \$	11.00
Register No. 8	Jan 05, 2008	Direct Deposit: 5226-5260	Total: \$	3,044.93
Register No. 9	Jan 05, 2008	Check Nos. 108681-108701	Total: \$	29,188.82
Register No. 10	Jan 05, 2008	Direct Deposit: 5261-5261	Total: \$	355.00
Register No. 11	Jan 05, 2008	Check Nos. 108702-108715	Total: \$	44,408.47
Register No. 12	Jan 05, 2008	Check Nos. 108716-108734	Total: \$	41,196.00
Register No. 13	Jan 06, 2008	Direct Deposit: 5262-5262	Total: \$	276.46

Register No. 14	Jan 06, 2008	Check Nos. 108735-108751	Total: \$ 41,775.49
Register No. 15	Jan 06, 2008	Check Nos. 108752-108756	Total: \$ 1,219.12
Register No. 16	Jan 06, 2008	Direct Deposit: 5263-5264	Total: \$ 343.87
Register No. 17	Jan 06, 2008	Check Nos. 108757-108768	Total: \$ 36,877.73
Register No. 18	Jan 07, 2008	Direct Deposit: 5265-5272	Total: \$ 1,781.63
Register No. 19	Jan 07, 2008	Check Nos. 108769-108782	Total: \$ 19,831.33
Register No. 20	Jan 07, 2008	Direct Deposit: 5273-5273	Total: \$ 12.75
Register No. 21	Jan 07, 2008	Check Nos. 108783-108799	Total: \$ 125,234.42
Register No. 22	Jan 07, 2008	Check Nos. 108800-108809	Total: \$ 31,054.00
Register No. 23	Jan 08, 2008	Check Nos. 108810-108829	Total: \$ 121,340.00
Register No. 24	Jan 08, 2008	Check Nos. 108830-108836	Total: \$ 6,387.14
Register No. 25	Jan 08, 2008	Check Nos. 108837-108859	Total: \$ 44,858.07
Register No. 26	Jan 09, 2008	Direct Deposit: 5274-5276	Total: \$ 85.00
Register No. 27	Jan 09, 2008	Check Nos. 108860-108864	Total: \$ 5,162.00
Register No. 28	Jan 09, 2008	Check Nos. 108865-108868	Total: \$ 993.25
Register No. 29	Jan 09, 2008	Check Nos. 108869-108889	Total: \$ 274,262.05
Register No. 30	Jan 09, 2008	Check Nos. 108890-108900	Total: \$1,281,544.75
			<b>Total: <u>\$2,111,243.28</u></b>

**REGULAR**

1. APPROVE PERSONNEL ACTIONS ORIGINATING JANUARY 8, 2009
  - Lana Jensen, Personnel Director -
  
2. APPROVE EMPLOYEE DONATION OF LEAVE TIME WITHIN VARIOUS DEPARTMENTS
  - Lana Jensen, Personnel Director -
  
3. ANNOUNCE THE FOLLOWING CHANGES TO THE DIVISION OF SUBSTANCE ABUSE STAFFING PLAN
  - SUBSTANCE ABUSE - JAIL EXPANSION (ACCOUNT NO. 273-42731)
    - Delete (1) Full-Time Career Service Program Secretary Position No. 6360-3-1
    - Delete (1) Full-Time Career Service Clinical Therapist II Position No. 2052-1-1
    - Delete (1) Full-Time Career Service Substance Abuse Counselor I Position No. 5039-2-1
  - SUBSTANCE ABUSE - ACCOUNT NO. 210-43350)
    - Delete (3) Half-Time Grant-Funded Clinical Therapist II Positions Nos. 992052-13-1; 992052-13-2; 992052-58-2
    - Delete (1) Full-Time Grant-Funded Substance Abuse Prevention Specialist Position No. 995358-22-1
    - Delete (1) Full-Time Grant-Funded Substance Abuse Counselor I Position No. 995039-73-1
    - Delete (1) Full-Time Grant-Funded Substance Abuse Counselor Aide Position No. 995040-28-1
    - Upgrade (1) Three-Quarter-Time Grant-Funded Program Secretary - Substance Abuse Position No. 996360-69-1-.75 to (1) Full-Time Career Service Program Secretary - Substance Abuse Position No. 6360-69-1-1.0
    - Change (1) Full-Time Grant-Funded Clinical Therapist II Position No. 992052-30-1 to (1) Full-Time Career Service Clinical Therapist II Position No. 2052-30-1
  - Lana Jensen, Personnel Director -
  
4. ANNOUNCE THE FOLLOWING CHANGES TO THE HEALTH DEPARTMENT STAFFING PLAN
  - ENVIRONMENTAL HEALTH (ACCOUNT NO. 230-43110)
    - Reduce (1) Full-Time Career Service Environmental Health Scientist II Position No. 3010-5-1 to (1) Full-Time Career Service Environmental Health Scientist I Position No. 3610-5-1
  - HEALTH EDUCATION (ACCOUNT NO. 230-43130)
    - Reduce (1) Full-Time Career Service Health Educator II Position No. 3120-4-1 to (1) Full-Time Career Service Career Service Health Educator I Position No. 3620-4-1

- NURSING (ACCOUNT NO. 230-43120)
  - Reduce (1) Full-Time Career Service Clinical Assistant III Position No. 6605-60-1 to (1) Full-Time Clinical Assistant II Position No. 6604-60-1
  - Reduce (1) Half-Time Career Service Clinical Assistant III Position No. 6605-71-1 to (1) Half-Time Clinical Assistant II Position No. 6604-71-1
  - Reduce (1) Half-Time Career Service Public Health Nurse II Position No. 2022-48-2 to (1) Half-Time Career Service Clinical Assistant II Position No. 6604-48-2
  - Change (1) Three-Quarter-Time Career Service Outreach/Home Visitation Aide Position No. 5142-69-1 to (1) Three-Quarter-Time Grant-Funded Outreach/Home Visitation Aide Position No. 995142-69-1
  - Delete (1) Half-Time Career Service Public Health Nurse II Position No. 2022-49-1

- Lana Jensen, Personnel Director -
  
- 5. APPROVE AND ADOPT A RESOLUTION TRANSFERRING FUNDS BETWEEN DEPARTMENTS OF UTAH COUNTY - *Public Works - CDBG*

- Danene Jackson, Clerk/Auditor - Finance -
  
- 6. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN AN AGREEMENT WITH DARREN MARROTT PAINTING, INC.
 

- Richard Nielson, Public Works Director/Engineer -
  
- 7. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN A CONTRACT BETWEEN UTAH VALLEY UNIVERSITY AND UTAH COUNTY LOCAL SUBSTANCE AUTHORITY, UTAH COUNTY DIVISION OF SUBSTANCE ABUSE FOR SUBSTANCE ABUSE PREVENTION SERVICES
 

- Pat Bird, Substance Abuse -
  
- 8. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN AN AGREEMENT WITH SUNRISE ENGINEERING, INC., FOR BUILDING PLAN REVIEW AND BUILDING INSPECTION ENGINEERING SERVICES (*Continued from the January 5, 2009 meeting*)
 

- Steve Kitchen, Community Development -
  
- 9. APPROVE THE AMENDED BUILDING PERMIT FEE SCHEDULE AND ADOPT AN ORDINANCE TO AMEND THE UTAH COUNTY GOVERNMENT FEE SCHEDULE ADOPTED IN BOOK FORM
 

- Jeff Mendenhall, Community Development Director -
  
- 10. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO EXECUTE A LETTER DIRECTING THE UTAH COUNTY PLANNING COMMISSION TO REVIEW AND MAKE A RECOMMENDATION ON A PROPOSAL TO AMEND THE UTAH COUNTY GENERAL PLAN; TO CREATE THE I-2 INDUSTRIAL ZONE; AND TO RE-ZONE APPROXIMATELY 750 ACRES IN THE GOSHEN AREA TO THE I-2 INDUSTRIAL ZONE
 

- Commissioner Gary Anderson -
  
- 11. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO EXECUTE A LETTER DIRECTING THE UTAH COUNTY PLANNING COMMISSION TO REVIEW AND MAKE A RECOMMENDATION ON A PROPOSAL TO AMEND THE UTAH COUNTY GENERAL PLAN; TO ADOPT A SPECIAL AREA PLAN FOR THE GOSHEN VALLEY; TO CREATE THE P-C- PLANNED COMMUNITY ZONE; AND TO RE-ZONE APPROXIMATELY 27,000 ACRES TO THE P-C PLANNED COMMUNITY ZONE
 

- Commission Gary Anderson -
  
- 12. APPROVE THE SELECTION OF UTAH STATE UNIVERSITY, JON M. HUNTSMAN SCHOOL OF BUSINESS [MARK THOMAS] AS FEASIBILITY CONSULTANT FOR THE PROPOSED SPRING LAKE INCORPORATION; AND AUTHORIZE THE COMMISSION CHAIR TO EXECUTE AN AGREEMENT WITH UTAH STATE UNIVERSITY, JON. M. HUNTSMAN SCHOOL OF BUSINESS [- MARK THOMAS] FOR A FINANCIAL FEASIBILITY STUDY TO DETERMINE THE AVERAGE ANNUAL AMOUNT OF REVENUES AND THE AVERAGE ANNUAL AMOUNT OF COSTS OF THE PROPOSED SPRING LAKE INCORPORATING IN THE AMOUNT OF \$10,000.00
 

- Robert Moore, Deputy Attorney -

UTAH COUNTY BOARD OF COMMISSIONERS

AGENDA - January 13, 2009

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Page 4

13. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO EXECUTE A LETTER TO THE UNITED STATES DEPARTMENT OF INTERIOR BUREAU OF LAND MANAGEMENT REGARDING THE RE-OPENING OF THE LEWISTON AND MANNING CANYON COUNTY ROADS  
- Robert Moore, Deputy Attorney -
14. ADOPT A RESOLUTION OF APPOINTMENT OF AN ALTERNATE MEMBER TO THE UTAH COUNTY BOARD OF ADJUSTMENT *(Continued from the January 5, 2009 meeting)*  
- Kent Sundberg, Attorney/Civil Division Chief -
15. ADOPT A RESOLUTION ESTABLISHING THE UTAH COUNTY TOURISM TAX ADVISORY BOARD AND APPOINTMENT MEMBERS THERETO *(Continued from the December 9, 23, and 30, 2008 meetings)*  
- Kent Sundberg, Attorney/Civil Division Chief -
16. ADOPT A RESOLUTION OF APPOINTMENT TO THE UTAH COUNTY FAIR COMMITTEE  
- Kent Sundberg, Attorney/Civil Division Chief -
17. ADOPT A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF UTAH COUNTY, UTAH, WITHDRAWING CERTAIN AREAS FROM AND DISCONTINUING THE PROVISION OF WATER SERVICE WITHIN THE WHITE HILLS SPECIAL SERVICE DISTRICT AND RELATED MATTERS  
- Kent Sundberg, Attorney/Civil Division Chief -
18. ADOPT A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF UTAH COUNTY, UTAH, PROPOSING THE CREATION OF A BASIC LOCAL DISTRICT, DESCRIBING THE AREA TO BE INCLUDED IN THE PROPOSED LOCAL DISTRICT AND THE SERVICES TO BE PROVIDED THEREIN, PROVIDING FOR A HEARING ON THE CREATION OF SAID LOCAL DISTRICT, PROVIDING FOR NOTICE OF SAID HEARING AND RELATED MATTERS  
- Kent Sundberg, Attorney/Civil Division Chief -
19. 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 -
20. 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 -
21. 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 -
22. 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 -
23. 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.

SCHEDULE 2

ANNUAL MEETING NOTICE

ENT

**5779:2009** PG 13 of 17

**ANNUAL NOTICE OF REGULAR MEETING SCHEDULE  
OF THE BOARD OF COUNTY COMMISSIONERS  
OF UTAH COUNTY, UTAH  
FOR THE YEAR 2009**

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PUBLIC NOTICE is hereby given that the 2009 Annual Meeting Schedule of the Board of County Commissioners of Utah County, Utah, is as follows:

Regular meetings of the Board of County Commissioners of Utah County, Utah, will be held during 2009 at the county seat of Utah County on Tuesday of each week, from 9:00 a.m. until finished, except for those Tuesdays upon which a national or state holiday occur, and on the first Monday of January, from the hour of 12:00 noon until finished, unless otherwise changed by action of a quorum of the Board of County Commissioners of Utah County, Utah. All regular meetings of the Board of County Commissioners of Utah County, Utah will be held in Room 1400 of the Utah County Administration Building, 100 East Center Street, Provo, Utah, unless otherwise changed by action of a quorum of the Board of County Commissioners of Utah County, Utah.

**2009 REGULAR MEETING DATES FOR THE BOARD OF COUNTY  
COMMISSIONERS OF UTAH COUNTY, UTAH**

January	5	6	13	20	27
February	3	10	17	24	
March	3	10	17	24	31
April	7	14	21	28	
May	5	12	19	26	
June	2	9	16	23	30
July	7	14	21	28	
August	4	11	18	25	
September	1	8	15	22	29
October	6	13	20	27	
November	3	10	17	24	
December	1	8	15	22	29

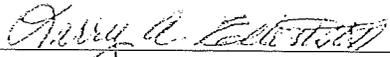
A regular meeting may be canceled without notice by action of a quorum of the Board. When, because of unforeseen circumstances, it is necessary for the Board to hold an emergency meeting to consider matters of an emergency or urgent nature, the best notice practicable shall be given. No such emergency meeting of the Board shall be held unless an attempt has been made to notify all of the members of the Board and there is a majority vote in the affirmative to hold the meeting.

All regular meetings of the Board shall be open to the public unless closed by the Board in the manner described in Section 52-4-204, Utah Code Annotated, 1953 as amended, and, for a purpose described in Section 52-4-205, Utah Code Annotated, 1953 as amended.

ADOPTED AND APPROVED this 9<sup>th</sup> day of December, 2008.

BOARD OF COUNTY COMMISSIONERS  
UTAH COUNTY, UTAH

  
\_\_\_\_\_  
Gary J. Anderson, Chair

  
\_\_\_\_\_  
Larry A. Ellertson, Commissioner

  
\_\_\_\_\_  
Steve White, Commissioner

ATTEST:  
Bryan E. Thompson  
Utah County Clerk/Auditor

By:   
\_\_\_\_\_  
Deputy

APPROVED AS TO FORM:  
Jeffrey R. Buhman  
Utah County Attorney

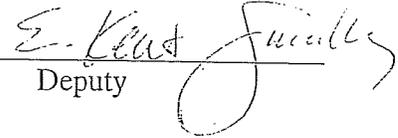
By:   
\_\_\_\_\_  
Deputy

EXHIBIT B

A portion of Sections 16, 17, 18, 19, 20 and 21 of Township 6 South, Range 2 West, and a portion of Section 13, Township 6 South, Range 3 West, Salt Lake Base and Meridian, described as follows:

Beginning at the East 1/4 corner of Section 16, Township 6 South, Range 2 West, Salt Lake Base and Meridian, and running thence South 00°25'25" West, 2668.17 feet along the section line to the Southwest corner of said Section 16; thence North 89°39'34" West, 1383.11 feet along the section line to the northeast corner of the West ½ of the Northeast 1/4 of Section 21, Township 6 South, Range 2 West, Salt Lake Base and Meridian; thence South 00°07'26" East, 2655.86 feet along the 1/16 line to the southeast corner of the West ½ of the Northeast 1/4 of said Section 21; thence North 89°39'48" West, 1359.67 feet along the center section line to the Center 1/4 corner of said Section 21; thence South 00°37'47" East, 1243.93 feet along the center section line; thence South 87°12'10" East, 1001.36 feet to the west boundary line of the "Lehi to Fairfield" road; thence South 51°20'10" East, 28.00 feet to the centerline of said road; thence South 38°39'50" West, 123.17 feet along said centerline; thence North 51°20'10" West, 28.00 feet to the west boundary line of said road; thence North 87°12'10" West, 923.22 feet to the center section line; thence South 00°37'47" East, 643.56 feet along the center section line to the north boundary line of "2500 North Street"; thence leaving the center section line and running North 88°30'22" West, 2664.40 feet along said north boundary line to the west line of the Southwest 1/4 of said Section 21; thence North 88°46'05" West, 2853.85 feet to the center section line of Section 20, Township 6 South, Range 2 West, Salt Lake Base and Meridian; thence North 02°56'34" East, 1905.75 feet to the Center 1/4 corner of said Section 20; thence North 89°21'12" West, 2549.27 feet along the center section line to the West 1/4 corner of said Section 20; thence North 89°54'53" West, 4000.34 feet along the center section line of Section 19, Township 6 South, Range 2 West, Salt Lake Base and Meridian to the southwest corner of the East ½ of the Northwest 1/4 of said Section 19; thence North 00°22'32" East, 2691.68 feet to the northwest corner of the East ½ of the Northwest 1/4 of said Section 19; thence North 89°30'26" West, 1334.74 feet along the section line to the northwest corner of said Section 19; thence North 89°25'32" West, 2701.52 feet along the south line of Section 13, Township 6 South, Range 3 West, Salt Lake Base and Meridian to the South 1/4 corner of said Section 13; thence North 00°44'00" East, 5331.71 feet along the center section line to the North 1/4 corner of said Section 13; thence South 89°28'51" East, 2683.99 feet to the northeast corner of said Section 13; thence South 89°25'11" East, 2665.67 feet along the north line of Section 18, Township 6 South, Range 2 West, Salt Lake Base and Meridian to the North 1/4 corner of said Section 18; thence South 89°32'03" East, 2670.91 feet along the section line to the northeast corner of said Section 18; thence South 89°30'22" East, 61.03 feet along the north line of Section 17, Township 6 South, Range 2 West, Salt Lake Base and Meridian to the westerly right-of-way line of "State Route 73"; thence South 08°40'29" East, 2717.10 feet along said right-of-way to the south line of the northwest 1/4 of said Section 17; thence South 89°51'20" East, 2173.51 feet along the center section line to the Center 1/4 corner of said Section 17; thence South 89°51'20" East, 512.21 feet along the center section line to the northwest corner of the

“White Hills Special Service District Parcel No. 59:049:0021, Entry No. 40239; thence along said parcel boundary in the following three courses; South 00°23'34" West, 1336.39 feet to the south 1/16 line of said Section 17; thence South 89°40'18" East, 811.68 feet along the south 1/16 line to the southeast corner of the Northwest 1/4 of the Southeast 1/4 of said Section 17; thence North 00°30'03" East, 1339.00 feet along the east 1/16 line of said Section 17 to the northeast corner of the Northwest 1/4 of the Southeast 1/4 of said Section 17; thence South 89°51'20" East, 1326.425 feet along the center section line to the East 1/4 corner of said Section 17; thence North 00°23'57" East, 2668.89 feet along the section line to the Northeast corner of said Section 17; thence South 89°22'57" East, 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 South 89°23'26" East, 2667.39 feet along the section line to the Northeast corner of said Section 16; thence South 00°21'33" West, 2675.15 feet along the section line to the East 1/4 corner of said Section 16 and point of beginning.

Containing 3,016.15 acres more or less.

Less and excepting the following described parcel.

Land lying in the Northeast 1/4 and the Southeast 1/4 of Section 18, and in the Southwest 1/4 of Section 17, Township 6 South, Range 2 West, Salt Lake Base and Meridian, described as follows:

Beginning at a point South 00°28'00" West, 907.02 feet along the section line, and North 89°58'40" West, 107.87 feet from the northeast corner of Section 18, Township 6 South, Range 2 West, Salt Lake Base and Meridian; thence South 00°01'20" West, 110.00 feet to the north boundary line of “White Hills Subdivision Plat C”; thence along the east boundary line of said subdivision in the following five courses: South 00°01'20" West, 100.00 feet; thence South 89°58'40" East, 108.24 feet; thence South 00°28'00" West, 329.21 feet; thence North 89°58'40" West, 1.00 feet; thence South 00°28'00" West, 64.80 feet to the north boundary line of “White Hills Subdivision Plat B”; thence along the east boundary line of said subdivision in the following three courses: South 00°28'00" West, 45.20 feet; thence South 89°58'40" East, 1.00 feet; thence South 00°28'00" West, 743.85 feet to the north boundary of “White Hills Subdivision Plat A Amended”; thence along the easterly, southerly and westerly boundary of said subdivision in the following twelve courses: South 00°28'00" West, 402.37 feet; thence North 89°33'23" West, 489.51 feet; thence South 08°33'23" East, 66.82 feet; thence North 89°33'23" West, 751.57 feet to the point of a 742.11 foot radius curve to the right; thence Westerly 273.40 feet along the arc of said curve through a central angle of 21°06'30"; thence South 00°01'20" West, 66.13 feet; thence North 89°28'47" West, 209.45 feet; thence North 31°31'20" East, 117.29 feet; thence North 89°28'47" West, 851.85 feet; thence North 00°01'20" East, 321.15 feet; thence South 89°58'40" East, 143.00 feet; thence North 00°01'20" East, 300.00 feet to the south boundary line of “White Hills Subdivision Plat B”; thence North 00°01'20" East, 273.52 feet along said boundary line and its Northerly prolongation; thence South 89°58'40" East, 276.00 feet; thence North 00°01'20" East, 870.00 feet; thence South 89°58'40" East, 1004.00 feet to the point of beginning. Containing 53.33 acres more or less.



EXHIBIT C

Provo, Utah

January 27, 2009

The Board of County Commissioners (the "Board") of Utah County, Utah, met in regular public session at its regular meeting place of the Board in Provo, Utah, on Tuesday, January 27, 2009, at 9:00 a.m. The meeting was called to order by the Chair of the Board with the following being present, and constituting a quorum:

Larry A. Ellertson	Chair
Steve White	Vice-Chair
Gary J. Anderson	Commissioner

Also present:

Bryan E. Thompson	County Clerk/Auditor
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After the meeting had been duly called to order and after other matters not pertinent to this resolution had been discussed, a Certificate of Compliance with Open Meeting Law with respect to this January 27, 2009, meeting was presented to the County Commission, a copy of which is attached hereto as Exhibit A.

Thereupon, the following resolution was approved and adopted on the following recorded vote:

AYE:	Larry A. Ellertson, Chair
	Steve White, Vice-Chair
	Gary J. Anderson, Commissioner

ENT 9054:2009 PG 1 of 15  
RANDALL A. COVINGTON  
UTAH COUNTY RECORDER  
2009 Jan 29 10:24 am FEE 0.00 BY SW  
RECORDED FOR UTAH COUNTY ATTORNEY

NAY:

The resolution was then signed by the Chair in open meeting and recorded by the Clerk/Auditor in the official records of Utah County, Utah. The resolution is as follows:

## RESOLUTION NO. 15

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF UTAH COUNTY, UTAH, APPROVING A CORRECTED LEGAL DESCRIPTION IN CONNECTION WITH THE WITHDRAWAL OF CERTAIN PROPERTIES FROM THE WHITE HILLS SPECIAL SERVICE DISTRICT.

WHEREAS, the Board of County Commissioners (the "Board") of Utah County, Utah (the "County"), has heretofore created the White Hills Special Service District, Utah County, Utah (the "District") pursuant to the Limited Purpose Local Government Entities—Other Entities, Title 17D, Utah Code Annotated, 1953, as amended (the "Act");

WHEREAS, on January 13, 2009, the Board adopted a Resolution (the "Withdrawal Resolution") approving the removal of certain properties from the District's boundaries; and

WHEREAS, it has come to the Board's attention that the legal description attached to the Withdrawal Resolution, which described the properties removed from the District's boundaries, inadvertently contained a typographical error; and

WHEREAS, the Board desires to replace the legal description contained in its Withdrawal Resolution with the corrected legal description attached hereto as Exhibit B, which accurately reflects the properties to be withdrawn from the District:

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF UTAH COUNTY, UTAH AS FOLLOWS:

Section 1. All terms defined in the recitals hereto shall have the same meaning when used herein. All action heretofore taken (not inconsistent with the provisions of this Resolution) by the Board and by the officers of the County directed toward the withdrawal of property from the District, are hereby ratified, approved and confirmed.

Section 2. The Board hereby approves the corrected legal description attached hereto as Exhibit B and hereby replaces Exhibit B of the Withdrawal Resolution with the attached Exhibit B.

Section 3. The officers of the County are hereby authorized and directed to take all action necessary or appropriate to effectuate the provisions of this resolution.

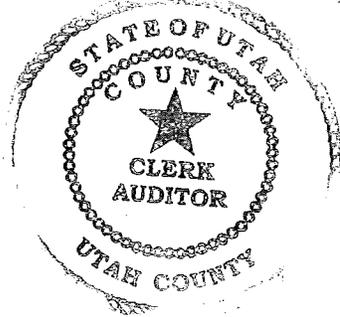
Section 4. If any one or more sections, sentences, clauses, or parts of this resolution shall, for any reason, be questioned or held invalid, such judgment shall not affect, impair, or invalidate the remaining provisions of this resolution, but shall be confined in its operation to the specific sections, sentences, clauses, or parts of this resolution so held unconstitutional and invalid, and the inapplicability and invalidity of any section, sentence, clause, or part of this resolution in any one or more instances shall

not affect or prejudice in any way the applicability and validity of this resolution in any other instances.

Section 5. All resolutions of the County in conflict with this resolution are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any resolution, by-law or regulation, or part thereof, heretofore repealed.

PASSED BY THE BOARD OF COUNTY COMMISSIONERS OF UTAH COUNTY, UTAH THIS JANUARY 27, 2009.

(SEAL)



By: *Mary A. Entwistle*  
Chair

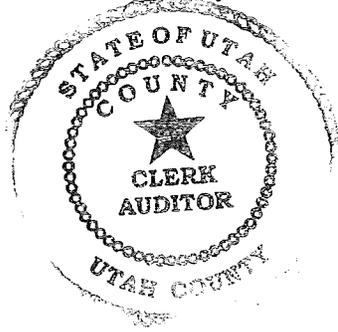
ATTEST:

By: *Erin E. Chang*  
County Clerk/Auditor

(Here follows business not pertinent to the above.)

Pursuant to motion duly made and seconded, the Board adjourned.

(SEAL)



By: *Andy A. Estabrook*  
Chair

ATTEST:

By: *Bryan E. Thayer*  
County Clerk/Auditor

STATE OF UTAH )  
 ) ss.  
COUNTY OF UTAH )

I, Bryan E. Thompson, the duly qualified and acting County Clerk/Auditor of Utah County, Utah (the "County"), do hereby certify according to the records of the County in my possession that the foregoing constitutes a true, correct, and complete copy of the minutes of the regular meeting of the County's Board of County Commissioners held on January 27, 2009, as it pertains to a resolution (the "Resolution") adopted by the Board at said meeting, including the Resolution, as said minutes and Resolution are officially of record in my possession.

IN WITNESS WHEREOF, I have hereunto subscribed my signature and impressed hereon the official seal of the County this January 27, 2009.

(SEAL)



By: Bryan E. Thompson  
County Clerk/Auditor

EXHIBIT A

## CERTIFICATE OF COMPLIANCE WITH OPEN MEETING LAW

I, Bryan E. Thompson, the undersigned County Clerk/Auditor of Utah County, Utah (the "County") do hereby certify, according to the records of the County 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 January 27, 2009, public meeting held by the Board of County Commissioners as follows:

(a) By causing a Notice, in the form attached hereto as Schedule 1, to be posted at the principal offices of the County on January 23, 2009, at least twenty-four (24) hours prior to the convening of the meeting, said Notice having continuously remained so posted and available for public inspection until the completion of the meeting;

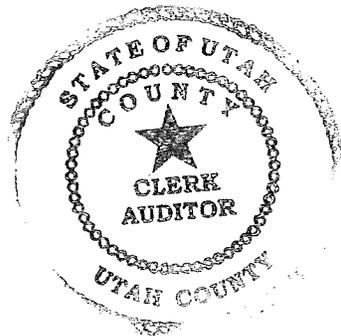
(b) By causing a copy of such Notice, in the form attached hereto as Schedule 1, to be delivered to The Daily Herald, on January 23, 2009, at least twenty-four (24) hours prior to the convening of the meeting; and

(c) By causing a copy of such Notice, in the form attached hereto as Schedule 1, to be published on the Utah Public Notice Website (<http://pmn.utah.gov>).

In addition, the Notice of 2009 Annual Meeting Schedule for the Board of County Commissioners (attached hereto as Schedule 2) was given specifying the date, time and place of the regular meetings of the Board of the County to be held during the year, by causing said Notice to be posted on January 23, 2009, at the principal office of the County and by causing a copy of said Notice to be provided to at least one newspaper of general circulation within the geographic jurisdiction of the County on January 23, 2009.

IN WITNESS WHEREOF, I have hereunto subscribed my official signature this January 27, 2009.

(SEAL)



By: \_\_\_\_\_

*Bryan E. Thompson*  
County Clerk/Auditor

SCHEDULE 1

NOTICE OF 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  
 January 27, 2009 - 9:00 A.M.

**CONSENT**

1. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN A MAINTENANCE AGREEMENT WITH LES OLSON COMPANY FOR A SHARP MODEL MU55 COPIER, SN65033027 - Located in Substance Abuse: Spanish Fork
2. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN A MAINTENANCE AGREEMENT WITH LES OLSON COMPANY FOR A SHARP MODEL AR-M455 COPIER, SN 6506000X - Located in Sheriff's Office: Dispatch
3. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN A MAINTENANCE AGREEMENT WITH LES OLSON COMPANY FOR A SHARP MODEL AR-287 COPIER, SN 0650593Y - Located in Personnel
4. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN THE HISTORIC COUNTY COURTHOUSE LEASE AGREEMENT WITH LELIA OGDEN FOR A WEDDING RECEPTION TO BE HELD ON FEBRUARY 27, 2009
5. ADOPT A RESOLUTION APPROVING VOLUNTEERS WHO WISH TO DONATE THEIR SERVICES TO UTAH COUNTY
6. APPROVE PROPERTY TAX ACTIONS CONTAINED IN RECOMMENDATION LETTER NO. 2009-2
7. SET A PUBLIC HEARING FOR DISCUSSION OF THE UPPER WHITMORE MHD, PLAT "F", A VACATION OF LOTS 121, 122 AND COMMON AREA OF UPPER WHITMORE MHD, PLAT "A" AND THE ESTABLISHMENT OF NEW LOTS 164, 165 AND COMMON AREA FOR NEW PLAT "F", SECTION 32, T6S, R4E, LEFT FORK, HOBBLE CREEK CANYON - Suggested Date: February 17, 2009 at 9:00 A.M. in Room 1400 of the County Administration Building
8. ADOPT A RESOLUTION MODIFYING SECTION IX.A-Y.e OF THE UTAH COUNTY PERSONNEL RULES AND REGULATIONS PERTAINING TO FAMILY AND MEDICAL LEAVE TO PROVIDE LEAVE FOR MILITARY FAMILY MEMBERS TO ASSIST THOSE CALLED TO ACTIVE DUTY OR TO CARE FOR AN ILL OR INJURED SERVICE MEMBER
9. APPROVE THE MINUTES OF THE UTAH COUNTY BOARD OF COMMISSIONERS' JANUARY 20, 2009 MEETING

10. RATIFICATION OF WARRANT REGISTER SUMMARY

Register No. 62	Jan 20, 2009	Check Nos. 109279-109289	Total: \$	18,752.62
Register No. 63	Jan 20, 2009	Check Nos. 109290-109317	Total: \$	70,546.73
Register No. 64	Jan 20, 2009	Direct Deposit: 5329-5332	Total: \$	5,109.00
Register No. 65	Jan 20, 2009	Direct Deposit: 5333-5342	Total: \$	3,012.18
Register No. 66	Jan 20, 2009	Check Nos. 109318-109337	Total: \$	83,372.18
Register No. 67	Jan 20, 2009	Check Nos. 109338-109367	Total: \$	17,452.70
Register No. 68	Jan 21, 2009	Direct Deposit: 5343-5343	Total: \$	439,036.06
Register No. 69	Jan 21, 2009	Direct Deposit: 5344-5344	Total: \$	651.25

Register No. 70	Jan 21, 2009	Check Nos. 109368-109375	Total: \$ 51,722.62
Register No. 71	Jan 21, 2009	Check Nos. 109376-109399	Total: \$ 153,139.21
Register No. 72	Jan 22, 2009	Direct Deposit: 5345-5345	Total: \$ 15,050.00
Register No. 73	Jan 22, 2009	Check Nos. 109400-109406	Total: \$ 126,703.74
Register No. 74	Jan 22, 2009	Check Nos. 109407-109429	Total: \$ 63,893.61
Register No. 75	Jan 22, 2009	Direct Deposit: 5346-5346	Total: \$ 49.08
Register No. 76	Jan 22, 2009	Direct Deposit: 5347-5357	Total: \$ 3,723.44
Register No. 77	Jan 22, 2009	Check Nos. 109430-109447	Total: \$ 38,131.43
Register No. 78	Jan 22, 2009	Check Nos. 109448-109481	Total: \$ 58,772.19
Register No. 79	Jan 23, 2009	Direct Deposit: 5358-4358	Total: \$ 4.50
Register No. 80	Jan 23, 2009	Check Nos. 109482-109487	Total: \$ 2,486.47
Register No. 81	Jan 23, 2009	Check Nos. 109488-109499	Total: \$ 132,376.99
Register No. 82	Jan 23, 2009	Check Nos. 109500-109526	Total: \$ 37,538.20
Register No. 83	Jan 23, 2009	Direct Deposit: 5359-5360	Total: \$ 614.40
			<b>Total: \$1,322,138.60</b>

### REGULAR

1. APPROVE PERSONNEL ACTIONS ORIGINATING JANUARY 22, 2009  
 - Lana Jensen, Personnel Director -
2. APPROVE OR DENY LATE VETERAN ABATEMENT APPLICATION FOR WILLIAM A. FREELAND ON SN 58:036:0049  
 - Sandy Nielson, Clerk/Auditor - Abatements -
3. ADOPT A RESOLUTION TRANSFERRING FUNDS BETWEEN DEPARTMENTS OF UTAH COUNTY - Sheriff - COPS CSPP Grant and K-9 Donated Travel: Attorney - Investigative Reports and Non-Reimbursable Witness Travel  
 - Danene Jackson, Clerk/Auditor - Finance -
4. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN AN AGREEMENT WITH UTAH COMMERCIAL TITLE TO ACCESS LAND INFORMATION ON THE UTAH COUNTY MAINFRAME  
 - Neil Peterson, Data Processing Director -
5. APPROVE THE AMENDMENT TO SECTION 5-10-B, INDUSTRIAL ZONE PERMITTED USES; TO ADD A NEW SUBSECTION 24, WINDMILLS; AND ADOPT AN ORDINANCE ENACTING THE AMENDMENT TO THE LAND USE ORDINANCE  
 - Jeff Mendenhall, Community Development Director -
6. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN THE C-2 LOCAL HEALTH DEPARTMENT GENERAL GRANT FY09 WITH THE UTAH DEPARTMENT OF HEALTH'S BUREAU OF CHILDREN WITH SPECIAL HEALTH CARE NEEDS  
 - Dr. Joseph Miner, Health Department Director -
7. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN THE C-5 LOCAL HEALTH DEPARTMENT GENERAL AGREEMENT FY 2009 WITH THE UTAH STATE DEPARTMENT OF HEALTH  
 - Dr. Joseph Miner, Health Department Director -
8. ADOPT AN ORDINANCE REPEALING CURRENT ARTICLE 2-2 OF THE UTAH COUNTY CODE RELATING TO OFFICIAL BONDS AND ENACTING NEW ARTICLE 2-2 RELATING TO THEFT OR CRIME INSURANCE  
 - Kent Willis, Deputy Attorney -

UTAH COUNTY BOARD OF COMMISSIONERS  
AGENDA - January 27, 2009  
Page 3

9. ADOPT A RESOLUTION ESTABLISHING THE UTAH COUNTY TOURISM TAX ADVISORY BOARD AND APPOINTMENT OF MEMBERS THERETO (*Continued from the December 9, 23, and 30, 2008 meetings and the January 5 and 20, 2009 meetings*)
  - Kent Sundberg, Attorney/Civil Division Chief -
10. ADOPT A RESOLUTION OF APPOINTMENT OF BOARD MEMBER TO THE UTAH COUNTY BOARD OF HEALTH
  - Kent Sundberg, Attorney/Civil Division Chief -
11. ADOPT RESOLUTION OF APPOINTMENT TO THE UTAH COUNTY FIRE CODE BOARD OF APPEALS
  - Kent Sundberg, Attorney/Civil Division Chief -
12. CONSIDERATION OF A RESOLUTION APPROVING A CORRECTED LEGAL DESCRIPTION IN CONNECTION WITH THE WITHDRAWAL OF CERTAIN PROPERTIES FROM THE WHITE HILLS SPECIAL SERVICE DISTRICT AND RELATED MATTERS
  - Kent Sundberg, Attorney/Civil Division Chief -
13. 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 -
14. 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 -
15. 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 -
16. 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 -
17. 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.

SCHEDULE 2

ANNUAL MEETING NOTICE

**ANNUAL NOTICE OF REGULAR MEETING SCHEDULE  
OF THE BOARD OF COUNTY COMMISSIONERS  
OF UTAH COUNTY, UTAH  
FOR THE YEAR 2009**

PUBLIC NOTICE is hereby given that the 2009 Annual Meeting Schedule of the Board of County Commissioners of Utah County, Utah, is as follows:

Regular meetings of the Board of County Commissioners of Utah County, Utah, will be held during 2009 at the county seat of Utah County on Tuesday of each week, from 9:00 a.m. until finished, except for those Tuesdays upon which a national or state holiday occur, and on the first Monday of January, from the hour of 12:00 noon until finished, unless otherwise changed by action of a quorum of the Board of County Commissioners of Utah County, Utah. All regular meetings of the Board of County Commissioners of Utah County, Utah will be held in Room 1400 of the Utah County Administration Building, 100 East Center Street, Provo, Utah, unless otherwise changed by action of a quorum of the Board of County Commissioners of Utah County, Utah.

**2009 REGULAR MEETING DATES FOR THE BOARD OF COUNTY  
COMMISSIONERS OF UTAH COUNTY, UTAH**

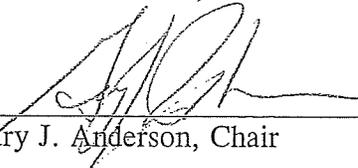
January	5	6	13	20	27
February	3	10	17	24	
March	3	10	17	24	31
April	7	14	21	28	
May	5	12	19	26	
June	2	9	16	23	30
July	7	14	21	28	
August	4	11	18	25	
September	1	8	15	22	29
October	6	13	20	27	
November	3	10	17	24	
December	1	8	15	22	29

A regular meeting may be canceled without notice by action of a quorum of the Board. When, because of unforeseen circumstances, it is necessary for the Board to hold an emergency meeting to consider matters of an emergency or urgent nature, the best notice practicable shall be given. No such emergency meeting of the Board shall be held unless an attempt has been made to notify all of the members of the Board and there is a majority vote in the affirmative to hold the meeting.

All regular meetings of the Board shall be open to the public unless closed by the Board in the manner described in Section 52-4-204, Utah Code Annotated, 1953 as amended, and, for a purpose described in Section 52-4-205, Utah Code Annotated, 1953 as amended.

ADOPTED AND APPROVED this 9<sup>th</sup> day of December, 2008.

BOARD OF COUNTY COMMISSIONERS  
UTAH COUNTY, UTAH

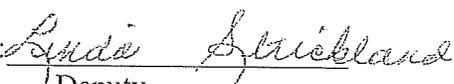
  
\_\_\_\_\_  
Gary J. Anderson, Chair

  
\_\_\_\_\_  
Larry A. Ellertson, Commissioner

  
\_\_\_\_\_  
Steve White, Commissioner

ATTEST:

Bryan E. Thompson  
Utah County Clerk/Auditor

By:   
\_\_\_\_\_  
Deputy

APPROVED AS TO FORM:

Jeffrey R. Buhman  
Utah County Attorney

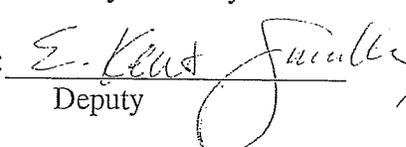
By:   
\_\_\_\_\_  
Deputy

EXHIBIT B

A portion of Sections 16, 17, 18, 19, 20 and 21 of Township 6 South, Range 2 West, and a portion of Section 13, Township 6 South, Range 3 West, Salt Lake Base and Meridian, described as follows:

Beginning at the East 1/4 corner of Section 16, Township 6 South, Range 2 West, Salt Lake Base and Meridian, and running thence South 00°25'25" West, 2668.17 feet along the section line to the Southeast corner of said Section 16; thence North 89°39'34" West, 1383.11 feet along the section line to the northeast corner of the West ½ of the Northeast 1/4 of Section 21, Township 6 South, Range 2 West, Salt Lake Base and Meridian; thence South 00°07'26" East, 2655.86 feet along the 1/16 line to the southeast corner of the West ½ of the Northeast 1/4 of said Section 21; thence North 89°39'48" West, 1359.67 feet along the center section line to the Center 1/4 corner of said Section 21; thence South 00°37'47" East, 1243.93 feet along the center section line; thence South 87°12'10" East, 1001.36 feet to the west boundary line of the "Lehi to Fairfield" road; thence South 51°20'10" East, 28.00 feet to the centerline of said road; thence South 38°39'50" West, 123.17 feet along said centerline; thence North 51°20'10" West, 28.00 feet to the west boundary line of said road; thence North 87°12'10" West, 923.22 feet to the center section line; thence South 00°37'47" East, 643.56 feet along the center section line to the north boundary line of "2500 North Street"; thence leaving the center section line and running North 88°30'22" West, 2664.40 feet along said north boundary line to the west line of the Southwest 1/4 of said Section 21; thence North 88°46'05" West, 2853.85 feet to the center section line of Section 20, Township 6 South, Range 2 West, Salt Lake Base and Meridian; thence North 02°56'34" East, 1905.75 feet to the Center 1/4 corner of said Section 20; thence North 89°21'12" West, 2549.27 feet along the center section line to the West 1/4 corner of said Section 20; thence North 89°54'53" West, 4000.34 feet along the center section line of Section 19, Township 6 South, Range 2 West, Salt Lake Base and Meridian to the southwest corner of the East ½ of the Northwest 1/4 of said Section 19; thence North 00°22'32" East, 2691.68 feet to the northwest corner of the East ½ of the Northwest 1/4 of said Section 19; thence North 89°30'26" West, 1334.74 feet along the section line to the northwest corner of said Section 19; thence North 89°25'32" West, 2701.52 feet along the south line of Section 13, Township 6 South, Range 3 West, Salt Lake Base and Meridian to the South 1/4 corner of said Section 13; thence North 00°44'00" East, 5331.71 feet along the center section line to the North 1/4 corner of said Section 13; thence South 89°28'51" East, 2683.99 feet to the northeast corner of said Section 13; thence South 89°25'11" East, 2665.67 feet along the north line of Section 18, Township 6 South, Range 2 West, Salt Lake Base and Meridian to the North 1/4 corner of said Section 18; thence South 89°32'03" East, 2670.91 feet along the section line to the northeast corner of said Section 18; thence South 89°30'22" East, 61.03 feet along the north line of Section 17, Township 6 South, Range 2 West, Salt Lake Base and Meridian to the westerly right-of-way line of "State Route 73"; thence South 08°40'29" East, 2717.10 feet along said right-of-way to the south line of the northwest 1/4 of said Section 17; thence South 89°51'20" East, 2173.51 feet along the center section line to the Center 1/4 corner of said Section 17; thence South 89°51'20" East, 512.21 feet along the center section line to the northwest corner of the

“White Hills Special Service District Parcel No. 59:049:0021, Entry No. 40239; thence along said parcel boundary in the following three courses; South 00°23'34" West, 1336.39 feet to the south 1/16 line of said Section 17; thence South 89°40'18" East, 811.68 feet along the south 1/16 line to the southeast corner of the Northwest 1/4 of the Southeast 1/4 of said Section 17; thence North 00°30'03" East, 1339.00 feet along the east 1/16 line of said Section 17 to the northeast corner of the Northwest 1/4 of the Southeast 1/4 of said Section 17; thence South 89°51'20" East, 1326.425 feet along the center section line to the East 1/4 corner of said Section 17; thence North 00°23'57" East, 2668.89 feet along the section line to the Northeast corner of said Section 17; thence South 89°22'57" East, 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 South 89°23'26" East, 2667.39 feet along the section line to the Northeast corner of said Section 16; thence South 00°21'33" West, 2675.15 feet along the section line to the East 1/4 corner of said Section 16 and point of beginning.  
Containing 3,016.15 acres more or less.

Less and excepting the following described parcel.

Land lying in the Northeast 1/4 and the Southeast 1/4 of Section 18, and in the Southwest 1/4 of Section 17, Township 6 South, Range 2 West, Salt Lake Base and Meridian, described as follows:

Beginning at a point South 00°28'00" West, 907.02 feet along the section line, and North 89°58'40" West, 107.87 feet from the northeast corner of Section 18, Township 6 South, Range 2 West, Salt Lake Base and Meridian; thence South 00°01'20" West, 110.00 feet to the north boundary line of “White Hills Subdivision Plat C”; thence along the east boundary line of said subdivision in the following five courses: South 00°01'20" West, 100.00 feet; thence South 89°58'40" East, 108.24 feet; thence South 00°28'00" West, 329.21 feet; thence North 89°58'40" West, 1.00 feet; thence South 00°28'00" West, 64.80 feet to the north boundary line of “White Hills Subdivision Plat B”; thence along the east boundary line of said subdivision in the following three courses: South 00°28'00" West, 45.20 feet; thence South 89°58'40" East, 1.00 feet; thence South 00°28'00" West, 743.85 feet to the north boundary of “White Hills Subdivision Plat A Amended”; thence along the easterly, southerly and westerly boundary of said subdivision in the following twelve courses: South 00°28'00" West, 402.37 feet; thence North 89°33'23" West, 489.51 feet; thence South 08°33'23" East, 66.82 feet; thence North 89°33'23" West, 751.57 feet to the point of a 742.11 foot radius curve to the right; thence Westerly 273.40 feet along the arc of said curve through a central angle of 21°06'30"; thence South 00°01'20" West, 66.13 feet; thence North 89°28'47" West, 209.45 feet; thence North 31°31'20" East, 117.29 feet; thence North 89°28'47" West, 851.85 feet; thence North 00°01'20" East, 321.15 feet; thence South 89°58'40" East, 143.00 feet; thence North 00°01'20" East, 300.00 feet to the south boundary line of “White Hills Subdivision Plat B”; thence North 00°01'20" East, 273.52 feet along said boundary line and its Northerly prolongation; thence South 89°58'40" East, 276.00 feet; thence North 00°01'20" East, 870.00 feet; thence South 89°58'40" East, 1004.00 feet to the point of beginning. Containing 53.33 acres more or less.

STATE OF UTAH



OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF ANNEXATION

I, GREG BELL, 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 9<sup>th</sup>, 2009, 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 10<sup>th</sup> day of December, 2009 at Salt Lake City, Utah.

A handwritten signature in black ink that reads "Greg Bell".

---

GREG BELL  
Lieutenant Governor

RESOLUTION NO. 06-09.09. I

RESOLUTION OF INTENT OF LEHI CITY COUNCIL TO  
ANNEX REAL PROPERTY  
(HOLMES ANNEXATION)

WHEREAS, the Lehi City Council has determined that certain parcels of real property described on Attachment "A" constitute a portion of an unincorporated island which is contiguous to Lehi City Corporation and should be annexed to Lehi City Corporation; and

WHEREAS, the area to be annexed consists of one or more unincorporated islands or unincorporated peninsulas contiguous to the municipality, each of which has fewer than 800 residents; and

WHEREAS, Lehi City Corporation has provided one or more municipal-type services to the area for at least one year; and

WHEREAS, the Lehi City Council does hereby determine that not annexing the entire unincorporated island or peninsula to which the subject parcels belong is in the best interest of Lehi City Corporation;

NOW THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. The Lehi City Council does hereby determine that not annexing the entire unincorporated island or peninsula to which the subject parcels belong is in the best interest of Lehi City Corporation at this time.

2. Pursuant to the provision of Section 10-2-418 of the Utah Code, the Lehi City Council hereby intends to annex the parcel of real property owned by Cal E. & Trudy Jacklin, and Mary Holmes located at approximately 150 North 1100 West, Lehi, Utah consisting of about 3.6 acres and further described by Attachment "A".

Received

DEC 8 2009

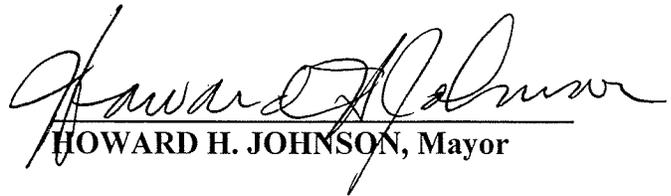
Greg Bell  
Lieutenant Governor

3. Staff is directed to publish notice of this proposed annexation in a newspaper of general circulation within Lehi City, once a week for three successive weeks. Said notice shall comply with the requirements of Section 10-2-418(2)(b) of the Utah Code.

4. This Resolution shall be effective upon the date of its adoption.

PASSED AND APPROVED by the City Council of Lehi City, Utah this

9<sup>th</sup> day of June, 2009.

  
HOWARD H. JOHNSON, Mayor

ATTEST:

  
CONNIE ASHTON, City Recorder

**NOTICE OF INTENT TO ANNEX REAL PROPERTY**

Notice is hereby given that Lehi City Corporation has adopted a resolution indicating its intent to annex real property owned Cal E. & Trudy Jacklin and Mary Holmes, located at approximately 1900 North 1200 East, Lehi, Utah, consisting of about 10.4 acres, and further described as follows:

A public hearing has been scheduled before the Lehi City Council on the 14<sup>th</sup> day of July, 2009, at 7:00 p.m. for the purpose of receiving public comment.

The Lehi City Council will annex the above described parcels unless, at or before the public hearing, written protests to the annexation are filed by the owners of real property located within the area proposed for annexation covering a majority of the total private land area within the entire area proposed for annexation and also is equal to at least ½ the value of all private real property within the entire area proposed for annexation.

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

ANNEXATION DESCRIPTION

COMMENCING AT A POINT WHICH IS SOUTH 00°11'45" EAST 771.78 FEET ALONG THE SECTION LINE AND EAST 425.67 FEET FROM THE NORTHWEST CORNER OF SECTION 17, TOWNSHIP 5 SOUTH, RANGE 1 EAST, SALT LAKE BASE AND MERIDIAN. THENCE SOUTH 89°01'10" EAST 607.88 FEET ALONG THE SEAGER ADDITION ANNEXATION PLAT; THENCE SOUTH 89°01'10" EAST 19.90 FEET TO THE EXISTING LEHI CITY LINE; THENCE SOUTH 238.48 FEET ALONG THE EXISTING LEHI CITY LINE; THENCE WEST 677.56 FEET ALONG THE NORTH LINE OF ZIMMERMAN ANNEXATION PLAT; THENCE NORTH 00°12'00" WEST 132.77 FEET; THENCE ALONG THE TEDDY PARKER ADDITION THE FOLLOWING TWO COURSES SOUTH 89°31'00" EAST 48.25 FEET; THENCE NORTH 00°33'46" EAST 116.87 FEET TO THE POINT OF BEGINNING.

PARCEL CONTAINS 3.67 ACRES MORE OR LESS

BASIS OF BEARING: THE LINE BETWEEN THE NORTHWEST CORNER AND THE WEST QUARTER CORNER OF SECTION 17, TOWNSHIP 5 SOUTH, RANGE 1 EAST, SALT LAKE BASE AND MERIDIAN, WHICH BEARS: SOUTH 00°11'45" EAST

LEHI



*Holmes Annexation*

**APPLICATION FOR ANNEXATION BY PETITION**  
(Section 27.020 Through 27.040 Lehi City Development Code)

**For Office Use Only**

Petition #: 05-26-09 Date Filed: 05/26/09 City Recorder: Connie Ashton  
Fee: \$200 base fee per annexation + \$20 per acre up to 50 acres and \$5 per acre thereafter for each applying property owner based on the number of acres they represent in the annexation. Date Paid: 5/26/09 Receipt Number: \_\_\_\_\_  
\$210.00

Name: Col E. Jacklin Authorized Agent (if applicable): \_\_\_\_\_

Phone #: (801) 367-7664 Fax #: ( ) \_\_\_\_\_ Mailing Address: 190 N. 1100 W.

Name and Address of licensed land surveyor: \_\_\_\_\_

Name of Proposed Annexation: Holmes Annexation

General Location of Proposed Annexation: 150 N. 1100 W. Lehi, UT

What Percent of the Private Real Property Within the Proposed Annexation is Represented by the Signatures of the Owners? 100%

What Percent of the Value of Private Real Property Within the Annexation Plat is Represented by the Signatures of the Owners? 100%

Total Number of Acres Included in Annexation: 3.6 Total Number of Parcels Included in Annexation: 2

Zoning Requested: R1-22 and TH-5

**APPLICATION REQUIREMENTS**

All fees, an Annexation Petition, an Annexation Plat, and the Annexation Information Requirements listed below are required of all proposed annexations regardless of size. In addition to the following information, the applicant may be required to provide additional information if the staff, DRC, Planning Commission, or City Council finds the information to be necessary to evaluate the merits of the proposed annexation.

- (1) **Petition:** This application must include a petition with the signatures of the owners of a majority of the property included in the Annexation (the owner of real property shall be the record title owner according to the records of the county recorder on the date of the filling of the petition), representing at least one-third of the assessed property valuation according to the last County assessment rolls. The petition must also designate up to five signers of the petition as sponsors, one of whom shall be designated as the contact sponsor, and indicate the mailing address of each sponsor.
- (2) **Annexation Plat:** An annexation plat in a format acceptable for recording and drawn by a licensed land surveyor must accompany this application. The plat must include the following information:
  - (a) \_\_\_\_\_ A title block containing the name of the annexation, surveyors certificate, scale, City Council signature block.
  - (b) \_\_\_\_\_ Identify on the plat each parcel included in the annexation and on each parcel label the following:
    - (i) \_\_\_\_\_ Owner's name
    - (ii) \_\_\_\_\_ Tax identification number
    - (iii) \_\_\_\_\_ Acreage
    - (iv) \_\_\_\_\_ Proposed zoning

- (c) \_\_\_ All existing roads that are adjacent to the property being annexed must be included on the annexation plat. Roads adjacent to the annexation that are already in the City should also be shown.
- (d) \_\_\_ If an existing road is being annexed, the annexation boundary should extend, as a minimum, 10 feet from the edge of existing pavement. (If the property being annexed has a deed line that extends across the street and beyond the requested 10 feet, the deed line should be the annexation boundary line).
- (e) \_\_\_ The Centerline of existing pavement should be shown on all roads, within and adjacent to the annexation.
- (f) \_\_\_ The location of existing City Boundaries.
- (g) \_\_\_ Two (2) *twenty-four by thirty-six (24 x 36) inch copies, and eight (8) eleven by seventeen (11 x 17) inch copies* of the proposed Annexation Plat shall be submitted to the City.
- (h) \_\_\_ A mylar copy of the Annexation Plat must be submitted prior to the final public hearing before the City Council, and shall be prepared in ink by an engineer or land surveyor licensed to practice in the State of Utah. The mylar plat shall be of such size and material as is acceptable for filing in the office of the Utah County Recorder, but shall not be less than twenty-four by thirty-six (24 x 36) inches.

(3) \_\_\_ **Annexation Information Requirements:** Please prepare a statement that responds to the following questions as required by the Lehi City Development Code, Chapter 27.

- (a) \_\_\_ In general, what is the topography, vegetation, and other natural features present on the property proposed to be annexed?
- (b) \_\_\_ What is the existing land use(s) of the property proposed for annexation and those requested by the owners?
- (c) \_\_\_ What is the current and potential (if the property were developed) population and residential density of the proposed area?
- (d) \_\_\_ How will the proposed annexation comply with and achieve Lehi City=s land use(s), goals and policies outlined in the Lehi City General Plan?
- (e) \_\_\_ What are the current and potential (if the property were developed) demands for City provided facilities and services to the area proposed for annexation, including culinary water, irrigation water, wastewater, transportation facilities, drainage, fire protection, solid waste, parks and recreation, and police protection?
- (f) \_\_\_ Are the water rights necessary for annexation, found in Section 27-040 of the Lehi Development Code available for dedication to Lehi City upon annexation?

(3) \_\_\_ **Notification:** As a courtesy to property owners, all applicants for annexation shall provide the City with stamped and preaddressed envelopes for each owner of record of each parcel located entirely or partly within three hundred (300) feet from any boundary of the property subject to the application, including any owners of property in unincorporated Utah County or adjacent municipalities, together with a **mailing list for those owners**. The names and addresses shall be as shown on the most recently available Utah County tax assessment rolls. It shall be the sole responsibility of the applicant to verify that the mailing list and envelopes are complete and accurate.

**APPLICANT CERTIFICATION**

I certify under penalty of perjury that this application and all information submitted as a part of this application is true, complete and accurate to the best of my knowledge. Should any of the information or representations submitted in connection with this application be incorrect or untrue, I understand that Lehi City may rescind any approval, or take any other legal or appropriate action. I also acknowledge that I have reviewed the applicable sections of the Lehi City Development Code and that items and checklists contained in this application are basic and minimum requirements only and that other requirements may be imposed that are unique to individual projects or uses. I also agree to allow the Staff, Planning Commission, or City Council or appointed agent(s) of the City to enter the subject property to make any necessary inspections thereof.

Signature Cal E. Smith, Title Sponsor/Contact Date 4/13

ANNEXATION PETITION  
FOR

Holmes Annexation  
(Annexation Name)

We hereby certify that all of the undersigned together constitute the owners of a majority of said real property to be annexed and also are the owners of said real property to be annexed and also are the owners of more than one-third in value of said real property as shown by the last assessment rolls for taxes, and that said land is contiguous to the Corporate limits of Lehi City. Please indicate which individual(s) is the sponsor/contact for this petition (up to 5 sponsors may be indicated). The requested zoning is R1-1TH5 Total number of acres 3.6.

<sup>SPONSOR</sup>  
Name: Cal E. or Trudy Jacklin Address: 190 N. 1100 W. Lehi Utah  
Phone: 801-367-7660 Tax I.D./Parcel #(s): 13:019:0046 Proposed Zone District Assignment: R1-22/TH5  
Signature: Cal E Jacklin

Name: Mary Holmes Address: 412 W. 500 N. Lehi Utah  
Phone: 801-768-3576 Tax I.D./Parcel #(s): 13:019:0047 Proposed Zone District Assignment: R1-22/TH5  
Signature: Mary A Holmes

Name: \_\_\_\_\_ Address: \_\_\_\_\_  
Phone: \_\_\_\_\_ Tax I.D./Parcel #(s): \_\_\_\_\_ Proposed Zone District Assignment: \_\_\_\_\_  
Signature: \_\_\_\_\_

Name: \_\_\_\_\_ Address: \_\_\_\_\_  
Phone: \_\_\_\_\_ Tax I.D./Parcel #(s): \_\_\_\_\_ Proposed Zone District Assignment: \_\_\_\_\_  
Signature: \_\_\_\_\_

Name: \_\_\_\_\_ Address: \_\_\_\_\_  
Phone: \_\_\_\_\_ Tax I.D./Parcel #(s): \_\_\_\_\_ Proposed Zone District Assignment: \_\_\_\_\_  
Signature: \_\_\_\_\_

Each owner and signer for himself says: I have personally signed this Petition; I am aware of the request for Annexation and understand the terms and conditions of this Application; I am an owner of a portion of the property above mentioned and located at or near Lehi, Utah County, State of Utah, and my post office address is correctly written after my name.

(Attach additional sheets as necessary)

Clay & Kelly Anderson  
206 N. 1100 W.  
Lehi, Ut 84043

Scott & Marlece Anderson  
959 W. 200 N.  
Lehi, Ut 84043

Kerry & Pam Parker  
205 N. 1100 W.  
Lehi, Ut 84043

Teddy & Betty Parker  
197 N. 1100 W.  
Lehi, Ut 84043

RDR Investments LLC  
775 E. 930 S.  
American Fork, Ut 84003

Vickie Garrick  
88 N. 1100 W.  
Lehi, Ut 84043

CJ Lindquist  
35 N. 1100 W.  
Lehi, Ut 84043



May 14, 2009

The Holmes annexation is made up of 2 parcels of property. The owners of these two parcels of property are Mary Holmes (013:0019:0047) and Cal & Trudy Jacklin (013:0019:0046). Currently these two parcels of property are being used for agricultural use including pasture and a crop of alpha-alpha. The property is fairly flat and open.

These two parcels of property are very similar in size. There is approximately 114 feet of frontage, for each parcel, on 1100 West and the parcels extend east from 1100 west approximately 660 feet to Vets Ball Park. The frontage on 1100 west with the approximate size of 114' x 193' is requested to be zoned R1-22 for each parcel of property. The remainder of the property approximately size of 114' x 467' is requested to be zoned TH-5 for each parcel of property.

The intent is to build one home on the Mary Holmes property later this year and would require culinary water, pressurized irrigation, sewer, and electricity hook ups.

The intent for the Cal & Trudy Jacklin property is to build one home in the next two years which would require culinary water, pressurized irrigation, and sewer hook ups. Currently there is a Rocky Mountain power pole and meter on this property, which will need to be determined if it can be used for the home.