

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 BRIGHAM CITY, dated July 15th, 2010, 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 BRIGHAM CITY, located in Box Elder County, State of Utah.



IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 23rd day of September, 2010 at Salt Lake City, Utah.

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

GREG BELL
Lieutenant Governor

Ent 294407 Bk 1135 Pg 1160
Date 30-Aug-2010 7:28PM Fee \$0.00
LuAnn Adams - Filed By au
Box Elder Co., UT
For BRIGHAM CITY CORP
04-046-0017 thru 0021
0024,0026

ORDINANCE NO. 10-04

**AN ORDINANCE EXPANDING THE CORPORATE LIMITS OF
BRIGHAM CITY BY ANNEXATION**

WHEREAS, Utah Code Section 10-2 Part 4 establishes procedures for the expansion of municipal boundaries by annexation; and

WHEREAS, Utah Code Section 10-2 Part 4 requires petitions for annexation to contain the signature of the owners of at least 50% of the land area and 1/3 of the land value of private real property within the area proposed for annexation; and

WHEREAS, a petition dated May 18, 2009 was received by the Brigham City Recorder requesting annexation and signed by Victor C. Thompson; and

WHEREAS, the petitions requesting this annexation contain signatures representing 100% of private land area and 100% of private real property value within the area proposed for annexation; and

WHEREAS, Utah Code Section 10-2-402(1)(b)(iii) prohibits annexations that leave or create an unincorporated island or peninsula; and

WHEREAS, Utah Code Section 10-1-104(6) defines peninsula to mean "an area surrounded on more than 1/2 of its boundary distance, but not completely, by incorporated territory and situated so that the length of a line drawn across the unincorporated area from an incorporated area to an incorporated area on the opposite side shall be less than 25% of the total aggregate boundaries of the unincorporated area"; and

WHEREAS, annexation of those properties represented by signatures on the petition would not create islands or leave peninsulas of unincorporated property; and

WHEREAS, following all procedures required by Utah Code Section 10-2 Part 4, the Brigham City Council has held a public hearing and finds that the annexation of the property shown on the plat of the annexation is desirable and in the best interests of the citizens of Brigham City and will protect the health, safety, and welfare of the citizens of Brigham City.

NOW THEREFORE BE IT AN IT IS HEREBY ORDINATED by the City Council of Brigham City:

Section 1:

The following property be and the same is hereby annexed into the corporate limits of Brigham City:

A PART OF THE SOUTHEAST QUARTER OF SECTION 33,
TOWNSHIP 10 NORTH, RANGE 2 WEST, SALT LAKE BASE &
MERIDAN.

BEGINNING AT THE INTERSECTION OF THE EAST RIGHT-OF-WAY LINE OF 2400 WEST STREET AND THE NORTH BOUNDARY LINE OF THE VICTOR THOMPSON PROPERTY AS RECORDED IN BOOK 489, PAGE 71 OF THE BOX ELDER COUNTY RECORDS LOCATED SOUTH 00°02'49" WEST 2687.98 FEET (SOUTH 2700 FEET BY RECORD) AND SOUTH 89°57'11"EAST 66.00 FEET (EAST BY RECORD) FROM THE NORTHWEST CORNER OF THE NORTHEAST QUARTER OF SAID SECTION AND RUNNING THENCE SOUTH 89°57'11" EAST (EAST BY RECORD) 1294.65 FEET ALONG SAID NORTH BOUNDARY LINE TO THE EAST RIGHT-OF-WAY LINE OF INTERSTATE 15 AND THE CURRENT BRIGHAM CITY CORPORATE BOUNDARY LINE; THENCE SOUTH 5°25'03" EAST 2591.76 FEET (SOUTH 5°47' EAST BY RECORD) ALONG SAID EAST RIGHT-OF-WAY LINE AND CORPORATE BOUNDARY LINE TO THE SOUTH LINE OF SAID SOUTHEAST QUARTER SECTION; THENCE NORTH 89°32'41" WEST 1541.50 FEET (WEST BY RECORD) ALONG SAID SOUTH SECTION LINE TO SAID 2400 WEST STREET RIGHT-OF-WAY LINE; THENCE NORTH 00°02'49" EAST 2568.99 FEET (NORTH BY RECORD) ALONG SAID EAST RIGHT-OF-WAY LINE TO THE POINT OF BEGINNING.

CONTAINING 93.795 ACRES. BASIS OF BEARINGS BEING THE SOUTH LINE OF THE SOUTHWEST QUARTER OF SAID SECTION, CALCULATED STATE PLANE NAD83 BEARING OF SOUTH 89°41'09" WEST.

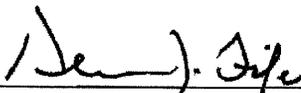
INCLUDES PARCEL NUMBERS 040946-0017 THRU 21, 04-046-0026, 04-048-0024 AND 04-048-0024.

Section 2:

This Ordinance shall become effective upon its adoption, recordation and first publication.

PASSED AND ADOPTED BY THE CITY COUNCIL OF BRIGHAM CITY, STATE OF UTAH, ON THIS 15TH DAY OF JULY 2010.

By:



Dennis J. Fife, Mayor

ATTEST:



Mary Kate Christensen, 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 BRIGHAM CITY, dated December 17th, 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 BRIGHAM CITY, located in Box Elder County, State of Utah.



IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 12th day of January, 2010 at Salt Lake City, Utah.

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

GREG BELL
Lieutenant Governor

ORDINANCE NO. 09-21

**AN ORDINANCE EXPANDING THE CORPORATE LIMITS OF
BRIGHAM CITY BY ANNEXATION**

WHEREAS, Utah Code Section 10-2 Part 4 establishes procedures for the expansion of municipal boundaries by annexation; and

WHEREAS, Utah Code Section 10-2 Part 4 requires petitions for annexation to contain the signature of the owners of at least 50% of the land area and 1/3 of the land value of private real property within the area proposed for annexation; and

WHEREAS, a petition dated September 9, 2009 was received by the Brigham City Recorder requesting annexation and signed by Don W. Robinson; and

WHEREAS, the petitions requesting this annexation contain signatures representing 94 % of private land area and 99.8 % of private real property value within the area proposed for annexation; and

WHEREAS, Utah Code Section 10-2-402(1)(b)(iii) prohibits annexations that leave or create an unincorporated island or peninsula; and

WHEREAS, Utah Code Section 10-1-104(6) defines peninsula to mean "an area surrounded on more than ½ of its boundary distance, but not completely, by incorporated territory and situated so that the length of a line drawn across the unincorporated area from an incorporated area to an incorporated area on the opposite side shall be less than 25% of the total aggregate boundaries of the unincorporated area"; and

WHEREAS, annexation of those properties represented by signatures on the petition would not create islands or leave peninsulas of unincorporated property; and

WHEREAS, following all procedures required by Utah Code Section 10-2 Part 4, the Brigham City Council has held a public hearing and finds that the annexation of the property shown on the plat of the annexation is desirable and in the best interests of the citizens of Brigham City and will protect the health, safety, and welfare of the citizens of Brigham City.

**NOW THEREFORE BE IT AN IT IS HEREBY ORDINATED by the City Council of
Brigham City:**

Section 1:

The following property be and the same is hereby annexed into the corporate limits of Brigham City:

Received

DEC 28 2009

Map Serv 12-28

**Greg Bell
Lieutenant Governor**

A PART OF LOTS 2, 3 AND 4, BLOCK 9 OF THE FIVE ACRE, BRIGHAM CITY SURVEY BEING LOCATED IN THE SOUTHWEST QUARTER OF SECTION 11, TOWNSHIP 9 NORTH, RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN.

BEGINNING AT THE INTERSECTION OF EXISTING FENCES NORTHEAST CORNER OF SAID LOT 04 WHICH POINT IS 2517.12 FEET WEST AND 2817.68 FEET SOUTH FROM NORTHEAST CORNER OF SAID SECTION 11; THENCE SOUTH 00°17'25" EAST 978.02 FEET TO EXISTING BRIGHAM CITY CORPORATE LIMITS LINE BEING ON THE SOUTH RIGHT-OF-WAY LINE OF THE O.S.L.R.R.; THENCE ALONG SAID CORPORATE LIMITS AND RIGHT-OF-WAY LINE THE FOLLOWING TWO (2) COURSES; (1) TO THE LEFT ALONG THE ARC OF A 2446.46 FOOT RADIUS CURVE, A DISTANCE OF 370.49 FEET, CHORD BEARS NORTH 72°35'11" WEST 370.14 FEET; (2) NORTH 75°13'45" WEST 327.06 FEET TO THE WEST LINE OF SAID LOT 2; THENCE NORTH 808.36 FEET ALONG THE WEST LINE OF SAID LOTS 2, 3 AND 4 TO THE NORTHWEST CORNER OF SAID LOT 4, BEING A POINT IN AN EXISTING FENCE LINE; THENCE SOUTH 87°53'17" EAST 697.94 FEET ALONG SAID FENCE LINE TO THE POINT OF BEGINNING.

INCLUDES PARCEL NUMBERS 03-077-0031, 03-077-0033, 03-077-0034 AND 03-077-0028

CONTAINING 13.56 ACRES.

Section 2:

This Ordinance shall become effective upon its adoption, recordation and first publication.

PASSED AND ADOPTED BY THE CITY COUNCIL OF BRIGHAM CITY, STATE OF UTAH, ON THIS 17TH DAY OF DECEMBER 2009.

By:



Lou Ann Christensen, Mayor

ATTEST:


Mary Kate Christensen, City Recorder

STATE OF UTAH

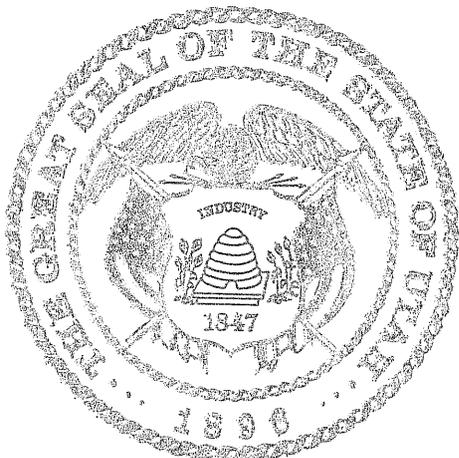


OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF DISCONNECTION

I, GREG BELL, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office a notice of disconnection from WILLARD CITY, dated April 24th, 2010, complying with Section 10-2-507, Utah Code Annotated, 1953, as amended.

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



IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 27th day of May, 2010 at Salt Lake City, Utah.

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

GREG BELL
Lieutenant Governor

RECORDED AT THE REQUEST OF,
AND WHEN RECORDED RETURN TO:
WILLARD CITY
80 W. 50 S.
Willard, UT 84340

Notice of Disconnection of Certain Territory Within Willard City

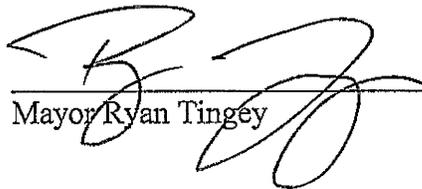
PLEASE TAKE NOTICE THAT:

On March 4, 2010, WILLARD CITY (the "City") was sued by certain property owners to disconnect their property from the City (Civil No. 090100697 - Judge Hadfield). A bench trial was held on March 4, 2010, wherein Judge Hadfield ruled against the City at trial and ordered a disconnection of property from the City.

The area being disconnected from the City is more particularly described in Exhibit "A" attached hereto. A map of the disconnection area is attached hereto as Exhibit "B".

DATED this 24th day of April, 2010.

WILLARD CITY,
A Utah Municipal Corporation

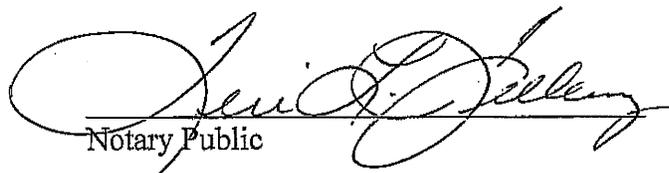


Mayor Ryan Tingey

STATE OF UTAH)
 :SS
COUNTY OF BOX ELDER)

The foregoing instrument was acknowledged before me this 24th day of April, 2010, by RYAN TINGEY as Mayor of Willard City, a Utah Municipal Corporation.





Notary Public

Received

MAY 27 2010

Greg Bell
Lieutenant Governor

AN ORDINANCE APPROVING THE DISCONNECTION OF CERTAIN TERRITORY IN WILLARD CITY

WHEREAS, Willard City (the "City") was sued by certain property owners to disconnect their property from the City on March 4, 2010, (Civil Number 090100697 - Judge Hadfield);

WHEREAS, a bench trial in each case was held on March 4, 2010;

WHEREAS, on March 4, 2010, Judge Hadfield ruled against the City at trial and ordered a disconnection of the property from the City; and

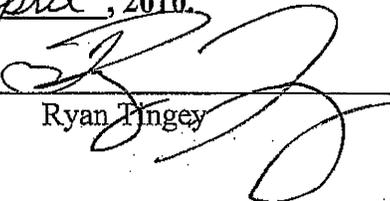
NOW, THEREFORE, THE WILLARD CITY COUNCIL ORDAINS AS FOLLOWS:

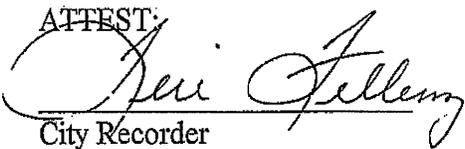
Section 1. TERRITORY DISCONNECTED. That the area shown upon Exhibit A (attached hereto) be, and is hereby disconnected from Willard City, and that the Corporate limits of Willard City, be, and they are hereby amended to as to not include such area.

Section 2. EFFECTIVE DATE. It is in the best interest of the citizens of Willard City, that this ordinance become effective immediately, and said aforescribed territory shall hereby be deemed to no longer be a part of Willard City.

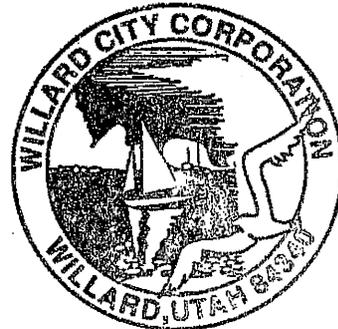
Section 3. AMENDED ARTICLES OF INCORPORATION. Mayor Tingey is authorized and directed to execute the Amended Articles of Incorporation attached hereto as Exhibit B.

PASSED, ADOPTED, AND APPROVED BY THE CITY COUNCIL OF WILLARD CITY, STATE OF UTAH, THIS 24th DAY OF April, 2010.

By: 
Ryan Tingey

ATTEST:

City Recorder

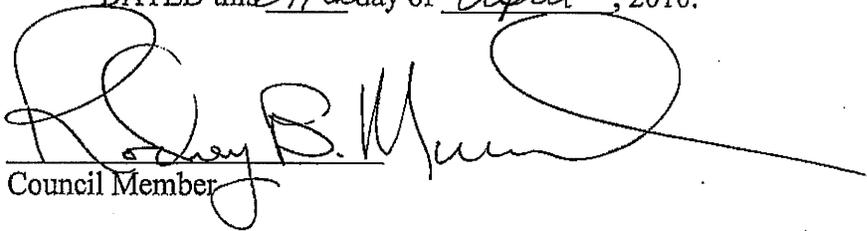
Voting by the City Council:	Aye	Nay
Councilmember <i>Mund</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Councilmember <i>Zundel</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Councilmember <i>Braegger</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Councilmember	<input type="checkbox"/>	<input type="checkbox"/>
Councilmember	<input type="checkbox"/>	<input type="checkbox"/>



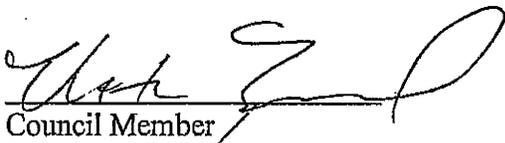
Willard City Certificate of Completion of Legal Requirements of Disconnection

Pursuant to Utah Code Ann. § 10-1-116, we the undersigned, members of the Willard City Council, hereby certify that all necessary legal requirements, relating to the disconnection of Willard City property, have been accomplished through the passage of Willard City Ordinance No. 2010-E, a copy of which is attached hereto.

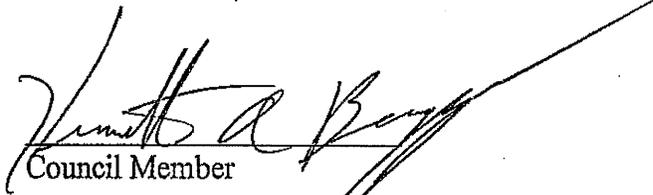
DATED this 24th day of April, 2010.



Council Member



Council Member



Council Member

Council Member

Council Member

AMENDED ARTICLES OF INCORPORATION
OF

THE CITY OF WILLARD

ARTICLE I

NAME

The name of the municipality is "THE CITY OF WILLARD."

ARTICLE II

POST DISCONNECTION GEOGRAPHICAL DESCRIPTION

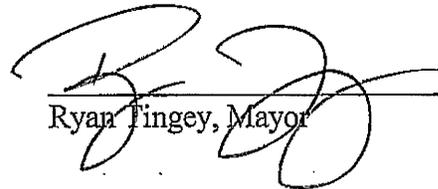
The Post Disconnection Geographical Description of the City of Willard is described by the attached Exhibit "A" and made a part hereof.

ARTICLE III

POST DISCONNECTION POPULATION

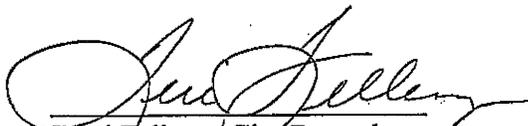
The Post Disconnection Population of Willard City is 1800.

DATED this 24th day of April, 2010.



Ryan Tingey, Mayor

WITNESS:



Terri Fellenz, City Recorder

