

STATE OF UTAH



OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF ANNEXATION

I, GARY R. HERBERT, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office a notice of annexation from SALEM CITY, dated January 3<sup>rd</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 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 24<sup>th</sup> day of April, 2008 at Salt Lake City, Utah.

Handwritten signature of Gary R. Herbert in black ink.

GARY R. HERBERT  
Lieutenant Governor

Salem City  
 30 W 1085  
 Salem, UT 84653

↙ M

ROLL CALL

VOTING	YES	NO
MAYOR J. LANE HENDERSON (votes only in case of tie)		
LYNN DURRANT City Council member	/	
TERRY A. FICKLIN City Council member	77	
STANLEY W. GREEN City Council member	508	
BRENT V. HANKS City Council member	BA	
JEFF D. HIGGINSON City Council member	98	

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

Received

APR 22 2008

Gary R. Herbert  
 Lieutenant Governor

I MOVE this ordinance be adopted:

*Terry Ficklin*  
 City Council member

I SECOND the foregoing motion:

*Jeff Higginson*  
 City Council member

ORDINANCE 111506

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

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

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

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

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

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

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

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

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

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

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

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

**I.**

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

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

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

II.

The property is hereby zoned R-2 Residential.

III.

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

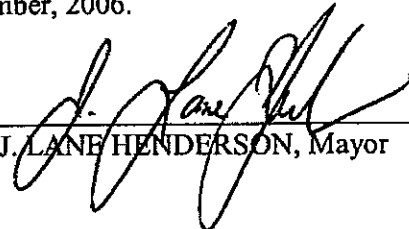
IV.

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

V.

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

DATED this 15 day of November, 2006.

  
\_\_\_\_\_  
J. LANE HENDERSON, Mayor

Attest:

  
\_\_\_\_\_

JEFFREY D. NIELSON, City Recorder

Posted in three public places in Salem, Utah, this 3 day of January, <sup>2007</sup>2006.

STATE OF UTAH )  
: ss.  
COUNTY OF UTAH )

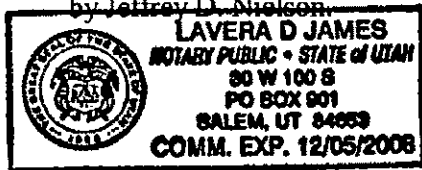
JEFFREY D. NIELSON, being first duly sworn, deposes and says that he is the duly appointed and qualified recorder of Salem City, County of Utah, State of Utah; that as part of his duties to keep the minutes and ordinances of Salem City, that the attached ordinance is the same as the ordinance passed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

*Jeffrey D. Nielson*  
\_\_\_\_\_  
JEFFREY D. NIELSON, City Recorder

STATE OF UTAH )  
: ss  
COUNTY OF UTAH )

The foregoing instrument was acknowledged before me this 3 day of Jan., 2006<sup>7</sup>

by Jeffrey D. Nielson.



*Lavera D. James*  
\_\_\_\_\_  
NOTARY PUBLIC

**AFFIDAVIT OF POSTING**

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

Salem, Utah County, Utah.

ENT 40851:2008 P6 5 of 5

DATED this 3 day of January, <sup>2007</sup> 2006.

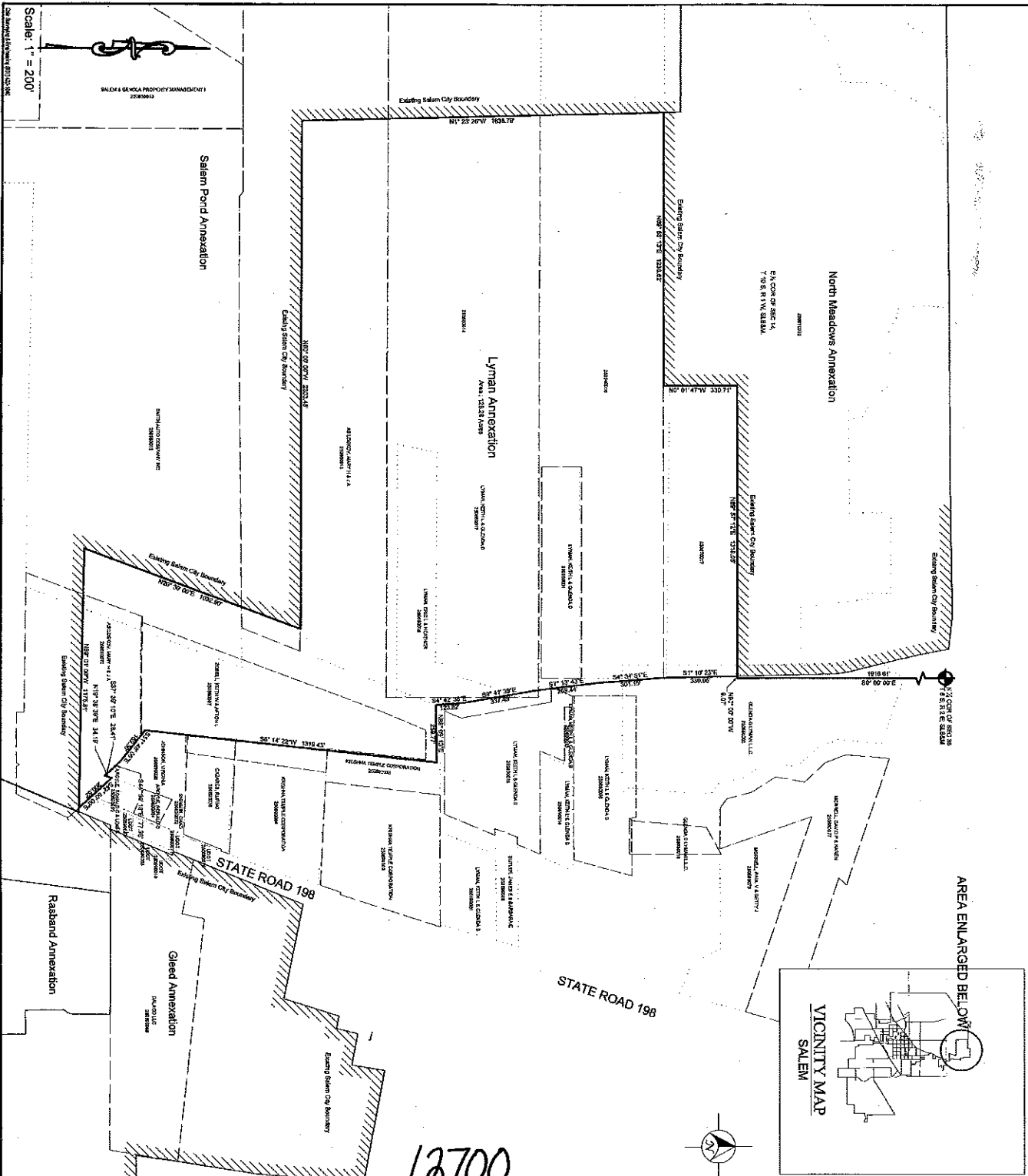
  
JEFFREY D. NIELSON, City Recorder

STATE OF UTAH )  
: SS  
COUNTY OF UTAH )

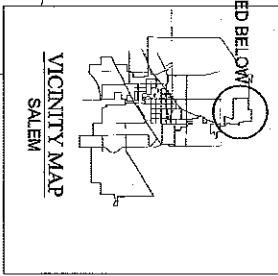
The foregoing instrument was acknowledged before me this 3 day of Jan, 2006<sup>7</sup>, by Jeffrey D. Nielson.

  
NOTARY PUBLIC





Scale: 1" = 200'



AREA ENLARGED BELOW

12700

**ENGINEER'S/BORDERER'S CERTIFICATE**  
 I HEREBY CERTIFY THAT THIS IS A TRUE AND ACCURATE MAP OF THE TOWN OR LAND TO BE ANNEXED TO: SALEM, CITY, CLATSOP COUNTY, OREGON.

**BOUNDARY DESCRIPTION**  
 COMMUNICATED TO ALL ADJACENT PROPERTY OWNERS AND TO THE BOARD OF SUPERVISORS OF SALEM, OREGON, AND THE BOARD OF SUPERVISORS OF CLATSOP COUNTY, OREGON, BY THE FOLLOWING: SALEM WATER MEMORIAL TRUST AND FOLLOWS:

DATE	SERVICE	REMARKS
10/17/05	SALES	WON A BIDDING ON THE NORTH PART OF THE ROAD 198 PROJECT AND THE ADJACENT LANDS.
10/17/05	SALES	WON A BIDDING ON THE SOUTH PART OF THE ROAD 198 PROJECT AND THE ADJACENT LANDS.
10/17/05	SALES	WON A BIDDING ON THE WEST PART OF THE ROAD 198 PROJECT AND THE ADJACENT LANDS.
10/17/05	SALES	WON A BIDDING ON THE EAST PART OF THE ROAD 198 PROJECT AND THE ADJACENT LANDS.
10/17/05	SALES	WON A BIDDING ON THE WEST PART OF THE ROAD 198 PROJECT AND THE ADJACENT LANDS.
10/17/05	SALES	WON A BIDDING ON THE EAST PART OF THE ROAD 198 PROJECT AND THE ADJACENT LANDS.
10/17/05	SALES	WON A BIDDING ON THE WEST PART OF THE ROAD 198 PROJECT AND THE ADJACENT LANDS.
10/17/05	SALES	WON A BIDDING ON THE EAST PART OF THE ROAD 198 PROJECT AND THE ADJACENT LANDS.
10/17/05	SALES	WON A BIDDING ON THE WEST PART OF THE ROAD 198 PROJECT AND THE ADJACENT LANDS.
10/17/05	SALES	WON A BIDDING ON THE EAST PART OF THE ROAD 198 PROJECT AND THE ADJACENT LANDS.

**ACCEPTANCE BY LEGISLATIVE BODY**  
 THIS IS TO CERTIFY THAT THE **Salem City Council** HAVE RECEIVED A PETITION SIGNED BY A MAJORITY OF THE OWNERS OF THE TOWN OR LAND HEREIN DESCRIBED THAT THE LEGISLATIVE BODY HAS CONSIDERED THE MATTER AND HAS DEEMED IT ADVISABLE TO ANNEX THE SAID TOWN OR LAND TO SALEM, CITY, CLATSOP COUNTY, OREGON, IN ACCORDANCE WITH THE LAW. THE SAID TOWN OR LAND IS TO BE ANNEXED TO SALEM, CITY, CLATSOP COUNTY, OREGON, AND THE SAID TOWN OR LAND IS TO BE ANNEXED TO SALEM, CITY, CLATSOP COUNTY, OREGON, AND THE SAID TOWN OR LAND IS TO BE ANNEXED TO SALEM, CITY, CLATSOP COUNTY, OREGON.

APPROVED BY LEGISLATIVE BODY OF SALEM, OREGON: *[Signature]*  
 APPROVED BY LEGISLATIVE BODY OF CLATSOP COUNTY, OREGON: *[Signature]*

**BOUNDARY COMMISSION**  
 POLICY DECLARATION REPORT BY LEGISLATIVE BODY OF SALEM, OREGON: *[Signature]*  
 CITY OF SALEM, OREGON: *[Signature]*

**ANNEXATION PLAT**  
**Lyman Annexation**  
 SALEM, OREGON