

STATE OF UTAH

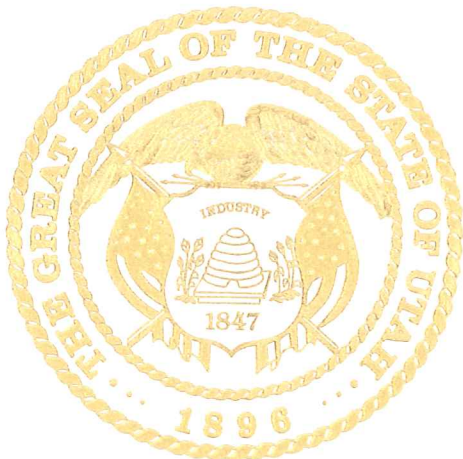


OFFICE OF THE LIEUTENANT GOVERNOR

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 HEBER CITY, dated November 11<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 are true and correct copy of the notice of annexation, referred to above, on file with the Office of the Lieutenant Governor pertaining to HEBER CITY, located in Wasatch County, State of Utah.



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

Handwritten signature of Gary R. Herbert in black ink.

GARY R. HERBERT  
Lieutenant Governor

Mayor: David R. Phillips  
Council: Jeffery M. Bradshaw  
Elizabeth Hokanson  
Eric Straddeck  
Nile D. Horner  
Robert L. Patterson

## HEBER CITY CORPORATION

75 North Main  
Heber City, Utah 84032  
Phone (435) 654-0757  
FAX (435) 657-2543

October 16, 2008

Lt. Governor Gary Herbert  
210 State Capitol Building  
Suite 220 East Building  
Salt Lake City UT 84114

Attn: Justin

RE: Modification of the Heber City boundaries via annexation

Per State Code 10.2.425 please find a copy of Ordinance 2007-36 adopting the property known as the Boldavs Annexation. Also included is the legal description and a plat map. This Ordinance was approved by the Heber City Council on November 11, 2007. This annexation was processed with the Wasatch County Recorder on August 25, 2008.

Justin, I called you about this annexation on October 2, 2008, and explained that it had been recorded at the County Recorder's Office with a wrong legal description. I am enclosing the annexation as it was recorded, per our conversation, but I am also including the correct boundary description.

Please let me know what I need to do from this point to assure the annexation is recorded correctly. Thank you so much for your help.

Thank you.

Cordially,

HEBER CITY CORPORATION



Paulette Thurber  
City Recorder

Enclosures

**Received**

**OCT 23 2008**

**Gary R. Herbert**  
**Lieutenant Governor**

Int 339427 B 575 M 356- 308  
Date: 20-01-2007 10:30AM  
File: 2007-01-20  
120611-000111-000000  
WASATCH COUNTY INFORMATION  
HEBER CITY

ORDINANCE NO. #2007-36

AN ORDINANCE ANNEXING PROPERTY KNOWN AS THE BOLDAVS ANNEXATION, CONSISTING OF APPROXIMATELY 161.54 ACRES IN THE NORTHEAST CORNER OF SECTION 8, TOWNSHIP 4 SOUTH, RANGE 5 EAST, LOCATED AT APPROXIMATELY 1200 EAST AND 1200 SOUTH, HEBER CITY, WASATCH COUNTY, STATE OF UTAH.

BE IT ORDAINED BY THE CITY COUNCIL OF HEBER CITY, UTAH:

**Section 1.** That the above described 161.54 acres, and in the legal description attached as Exhibit A, adjoining or touching the limits of Heber City is hereby added to, taken into, and made a part of the Heber City corporate limits.

**Section 2.** That the land referred to in Section 1 and described in Exhibit A of this Ordinance is hereby assigned to, the CMP, R-1 and R-2 Zones, consistent with the Heber City General Plan, County of Wasatch, State of Utah.

**Section 3.** This Ordinance shall take effect and be in force from and after (a) its adoption, (b) a copy has been deposited in the office of the City Recorder, (c) a short summary of it has been published in the Wasatch Wave or a complete copy has been posted in three public places within Heber City, (d) the execution and recording of an Annexation Agreement and Covenant Running With the Land in substantially the form attached hereto as Exhibit B, and (e) the respective changes have been properly noted and attested to in the official zone map as required per Section 18.20.010 of the Heber City Municipal Code.

ADOPTED AND PASSED by the City Council of Heber City, Utah, this 11 day of November, 2007, by the following

vote:	AYE	NAY
Councilmember Terry Wm. Lange	_____	_____ <i>Recused</i>
Councilmember Vaun Shelton	_____	_____ <i>X</i>
Councilmember Shari K. Lazenby	_____ <i>X</i>	_____
Councilmember Jeffery M. Bradshaw	_____ <i>X</i>	_____
Councilmember Elizabeth Hokanson	_____ <i>X</i>	_____

*Originally submitted to the County. Is recorded.*

APPROVED:

*Terry Wm. Lange*  
Mayor Pro Tempore Terry Wm. Lange



*Shuler*

Date of First Publishing:

July 2, 2008

EXHIBIT A

BEGINNING NORTH 00°15'52" WEST 1359.90 FEET ALONG THE SECTION LINE AND WEST 676.31 FEET FROM THE WASATCH COUNTY SURVEY MONUMENT FOR THE SOUTHEAST CORNER OF SECTION 5, TOWNSHIP 4 SOUTH, RANGE 5 EAST, SALT LAKE BASE AND MERIDIAN;

AND RUNNING THENCE SOUTH 00°22'30" EAST 653.41 FEET ALONG AN EXISTING FENCE LINE; THENCE NORTH 89°51'21" WEST 1,304.28 FEET ALONG AN EXISTING FENCE LINE TO A POINT ON THE HICKEN ANNEXATION; THENCE NORTH 00°27'50" WEST 953.58 FEET ALONG THE HICKEN ANNEXATION TO POINT ON THE CLEGG ANNEXATION; THENCE NORTH 89°59'22" EAST 650.45 FEET ALONG THE CLEGG ANNEXATION; THENCE SOUTH 00°39'06" EAST 302.98 FEET ALONG THE CLEGG ANNEXATION; THENCE SOUTH 89°56'53" EAST 653.83 FEET ALONG THE CLEGG ANNEXATION TO THE POINT OF BEGINNING.

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CONTAINING 24.062

# BOUNDARY DESCRIPTION

BEGINNING AT A POINT ON THE APPARENT EASTERLY RIGHT-OF-WAY LINE OF MILL ROAD (1200 EAST STREET), SAID POINT LYING EAST 51.69 FEET FROM THE WASATCH COUNTY SURVEY MONUMENT FOR THE NORTHEAST CORNER OF SECTION 8, TOWNSHIP 4 SOUTH, RANGE 5 EAST, SALT LAKE BASE AND MERIDIAN;

AND RUNNING THENCE ALONG THE APPARENT EASTERLY RIGHT-OF-WAY LINE OF MILL ROAD (1200 EAST STREET) THE FOLLOWING THREE (3) COURSE: (1) SOUTH 00°21'50" EAST 313.91 FEET; (2) THENCE SOUTH 00°10'15" EAST 2,357.12 FEET; (3) THENCE SOUTH 00°03'20" EAST 718.55 FEET;

THENCE ALONG EXISTING FENCE LINES THE FOLLOWING SEVEN (7) COURSES: (1) THENCE SOUTH 89°51'56" WEST 1,370.37 FEET; (2) THENCE NORTH 00°03'25" WEST 720.09 FEET; (3) THENCE SOUTH 89°08'13" WEST 142.26 FEET; (4) THENCE SOUTH 89°10'28" WEST 221.75 FEET; (5) THENCE NORTH 89°30'34" WEST 136.67 FEET; (6) THENCE NORTH 88°30'45" WEST 147.10 FEET; (7) THENCE NORTH 84°13'19" WEST 20.67 FEET TO A POINT ON THE PRESENT CITY BOUNDARY OF HEBER CITY AS EVIDENCED BY THE CLYDE-BETHERS ANNEXATION;

THENCE ALONG THE PRESENT CITY BOUNDARY OF HEBER CITY AS EVIDENCED BY THE CLYDE-BETHERS ANNEXATION THE FOLLOWING FIVE (5) COURSE: (1) NORTH 00°11'04" WEST 1,871.05 FEET; (2) THENCE NORTH 01°25'29" EAST 155.40 FEET; (3) THENCE NORTH 01°43'24" WEST 153.13 FEET; (4) THENCE NORTH 00°03'54" EAST 462.63 FEET; (5) THENCE NORTH 11°09'30" WEST 23.91 FEET TO A POINT ON THE PRESENT CITY BOUNDARY OF HEBER CITY AS EVIDENCED BY THE WISHALAN ANNEXATION;

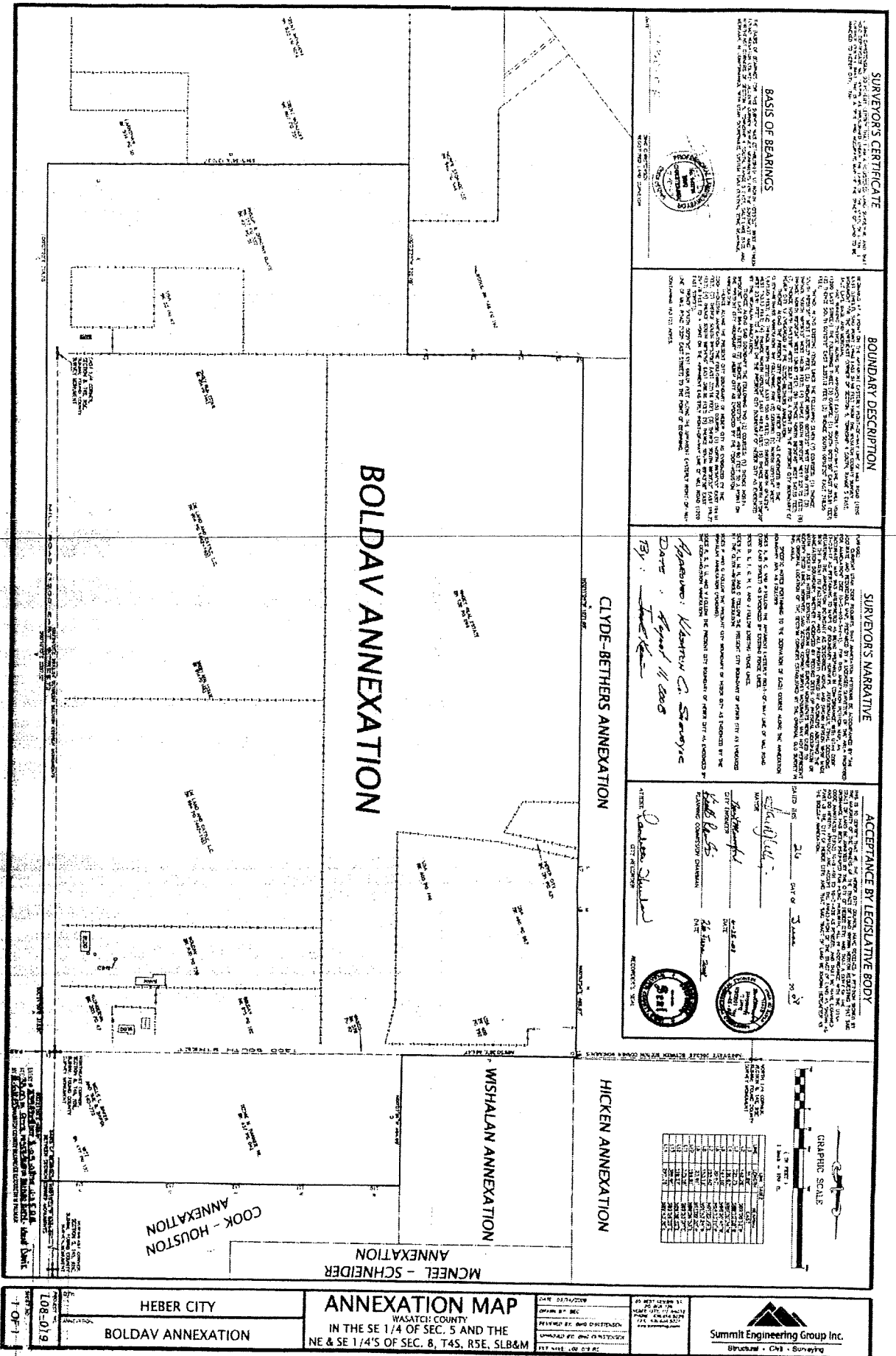
THENCE ALONG SAID BOUNDARY THE FOLLOWING TWO (2) COURSES: (1) THENCE NORTH 89°50'38" EAST 664.47 FEET; (2) THENCE NORTH 00°07'51" WEST 494.90 FEET TO A POINT ON THE PRESENT CITY BOUNDARY OF HEBER CITY AS EVIDENCED BY THE COOK-HOUSTON ANNEXATION;

THENCE ALONG THE PRESENT CITY BOUNDARY OF HEBER CITY AS EVIDENCED BY THE COOK-HOUSTON ANNEXATION THE FOLLOWING FIVE (5) COURSE: (1) NORTH 89°56'53" EAST 194.91 FEET; (2) THENCE SOUTH 89°53'00" EAST 375.16 FEET; (3) THENCE SOUTH 89°39'32" EAST 119.27 FEET; (4) THENCE SOUTH 89°54'55" EAST 386.95 FEET; (5) THENCE SOUTH 89°43'38" EAST 297.78 FEET TO A POINT ON THE APPARENT EASTERLY RIGHT-OF-WAY LINE OF MILL ROAD (1200 EAST STREET);

THENCE SOUTH 00°21'50" EAST 488.01 FEET ALONG THE APPARENT EASTERLY RIGHT-OF-WAY LINE OF MILL ROAD (1200 EAST STREET) TO THE POINT OF BEGINNING.

CONTAINING 163.123 ACRES.

Correct  
boundary  
description  
from mylar.



**SURVEYOR'S CERTIFICATE**

THE SURVEYOR CERTIFIES THAT THE SURVEY WAS MADE IN ACCORDANCE WITH THE PROVISIONS OF THE SURVEYING ACT AND THAT THE SURVEY WAS MADE IN ACCORDANCE WITH THE PROVISIONS OF THE SURVEYING ACT AND THAT THE SURVEY WAS MADE IN ACCORDANCE WITH THE PROVISIONS OF THE SURVEYING ACT.

**BASIS OF BEARINGS**

The bearings were taken from the true meridian as shown on the attached map.

**BOUNDARY DESCRIPTION**

The boundary of the Bolday Annexation is described as follows: ...

**SURVEYOR'S NARRATIVE**

The survey was made on the 15th day of August, 1988, at the request of the City of Heber City, Utah. The survey was made in accordance with the provisions of the Surveying Act and the provisions of the Surveying Act.

Approved: *Walter C. Sawyer*  
 Date: August 11, 1988  
 By: *Walter C. Sawyer*

**ACCEPTANCE BY LEGISLATIVE BODY**

On this 15th day of August, 1988, the City of Heber City, Utah, in its corporate capacity, has accepted the survey and the annexation of the Bolday Annexation, the Clyde-Bethers Annexation, the Wishalan Annexation, the Hicken Annexation, and the Cook-Houston Annexation.

City Clerk: *James J. ...*

