

STATE OF UTAH

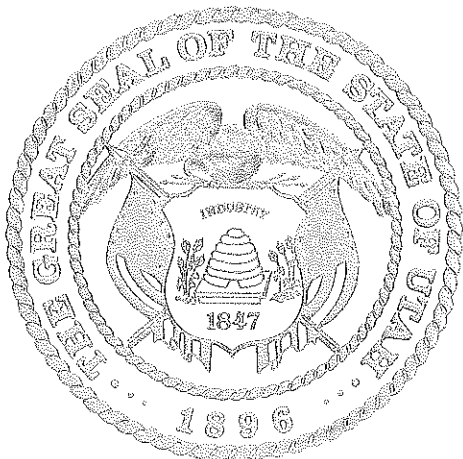


OFFICE OF THE LIEUTENANT GOVERNOR

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 PLAIN CITY, dated March 6<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 the PLAIN CITY, located in Weber 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 June, 2008 at Salt Lake City, Utah.

Handwritten signature of Gary R. Herbert in black ink.

GARY R. HERBERT  
Lieutenant Governor

STATE OF UTAH )  
COUNTY OF WEBER )

I HEREBY CERTIFY THAT THIS IS A TRUE COPY  
OF THE DOCUMENT THAT APPEARS ON  
RECORD IN MY OFFICE.



\*W2343072\*

Mark H Megahan Property  
Approx. 3292 W 1975 N

WITNESS MY HAND AND SEAL  
THIS 4th DAY OF JUNE 20 08  
ERNEST D. ROWLEY, WEBER COUNTY RECORDER  
BY Karla B. Little DEPUTY

E# 2343072 PG 1 OF 3  
ERNEST D ROWLEY, WEBER COUNTY RECORDER  
21-MAY-08 1107 AM FEE \$0.00 DEP LF  
REC FOR: PLAIN CITY

## ORDINANCE # 2008-07

### AN ORDINANCE PROVIDING FOR THE ANNEXATION TO THE CITY OF PLAIN CITY A PARCEL OF LAND DECLARING ANNEXATION THEREFORE AND THE EXTENSION OF THE CORPORATE BOUNDARIES OF THE CITY OF PLAIN CITY

#### Section 1. Recitals

WHEREAS, the owners of certain real property, described below, desire to annex such real property to the corporate limits of Plain City, Utah; and

WHEREAS, said real property is located within the area proposed for annexation and covers a majority of the private land area within the area proposed for annexation; and

WHEREAS, said real property is equal in value to at least one-third (1/3) of the value of all private real property within the area proposed for annexation; and

WHEREAS, said real property is a contiguous, unincorporated area contiguous to the boundaries of Plain City and the annexation thereof will not leave or create an unincorporated island or peninsula; and

WHEREAS, said property is developed and covers an area that is equivalent to less than five percent (5%) of the total land mass of all private real property within Plain City; and

WHEREAS, said owners have caused a Petition for Annexation to be filed with the city, together with an accurate plat of the real property which was made under the supervision of a competent, licensed surveyor; and

WHEREAS, on February 13, 2008, the Plain City Council received the required Notice of Certification from the City Recorder certifying that the annexation petition meets the requirements of State law; and

WHEREAS, the City Council published and mailed notice of the Certification, as required by law and no timely protests have been filed in accordance with the provisions of Section 10-2-407, Utah Code Annotated, 1953, as amended; and

WHEREAS, the City Council held the required public hearing after giving notice as required by law, and has determined the referenced annexation is desirable;

JUN 09 2008

Gary R. Herbert  
Lieutenant Governor

NOW THEREFORE, pursuant to Section 10-2-407, Utah Code Annotated 1953, as amended, the City Council of Plain City, Utah hereby adopts, passes and publishes the following:

**AN ORDINANCE AMENDING THE MUNICIPAL ZONING MAP, ANNEXING CERTAIN REAL PROPERTY AND EXTENDING THE CORPORATE LIMITS OF PLAIN CITY, UTAH.**

THEREFORE, BE IT ORDAINED by the City of PLAIN CITY as follows:

**Section 2. Annexation of Territory**

There is hereby annexed to the City of Plain City, County of Weber, State of Utah, and incorporated within the corporate boundaries thereof, the following territory herein described:

PART OF THE SOUTHWEST QUARTER OF SECTION 34, TOWNSHIP 7 NORTH, RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN, U.S. SURVEY, DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT NORTH 89°36'26" WEST 2649.27 FEET AND NORTH 00°24'40" EAST 879.72 FEET AND NORTH 88°29'39" WEST 1192.95 FEET FROM THE SOUTHEAST CORNER OF SAID QUARTER SECTION; SAID POINT BEING ON THE EXISTING PLAIN CITY CITY LIMITS LINE; RUNNING THENCE THE FOLLOWING TWO COURSES ALONG SAID CITY LIMITS LINE: (1) NORTH 88°29'39" WEST 165.00 FEET AND (2) NORTH 00°50'35" EAST 90.71 FEET, THENCE SOUTH 88°29'39" EAST 165.00 FEET; THENCE SOUTH 00°50'35" WEST 90.71 FEET TO THE POINT OF BEGINNING.

**Section 3 – New Corporate Limits.**

The corporate limits of the City of Plain City are hereby extended and increased so as to include and embrace within the corporate limits of the City, the territory described herein and such territory is hereby declared to be a part of the City of Plain City.

**Section 4 – Classification for Zoning Purposes.**

Pursuant to Chapter 8 of the Plain City Municipal Code, the territory herein annexed is classified as RE-20.

**Section 5 – Accuracy of Map and Annexed Territory.**

The map or plat attached to this Ordinance is an accurate map of the territory annexed and such map is hereby adopted as the official map of the territory annexed, and the Mayor of the City of Plain City, is hereby authorized and directed to certify the map as an accurate map of the territory annexed under the provisions of this Ordinance, and to record in the Office of the Weber County Recorder, State of Utah, this Ordinance, together with a certified copy of the official map attached.

**Section 6. Prior Ordinances And Resolutions**

The body and substance of any and all prior Ordinances and Resolutions, together with their specific provisions, where not otherwise in conflict with this Ordinance, are hereby reaffirmed and readopted.

**Section 7. Repealer Of Conflicting Enactments**

All orders, ordinances and resolutions with respect to the changes herein enacted and adopted which have heretofore been adopted by the City, or parts thereof, which are in conflict with any of the provisions of this Ordinance Amendment, are, to the extent of such conflict, hereby repealed, except that this repeal shall not be construed to revive any act, order or resolution, or part thereof, heretofore repealed.

**Section 8 - Savings Clause**

If any provision of this Ordinance shall be held or deemed to be or shall, in fact, be invalid, inoperative or unenforceable for any reason, such reason shall not have the effect of rendering any other provision or provisions hereof invalid, inoperative or unenforceable to any extent whatever, this Ordinance and the provisions of this Ordinance being deemed to be the separate independent and severable act of the City Council of Plain City.

**Section 8 - Date Of Effect**

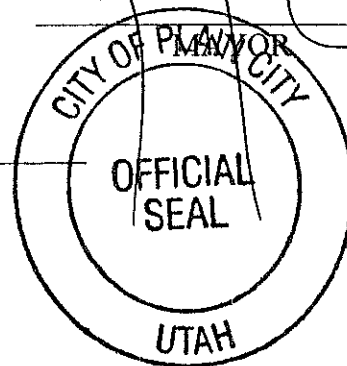
This Ordinance shall be effective on the 6th day of March 2008, and after publication or posting as required by law.

DATED this 6<sup>th</sup> day of March, 2008.

PLAIN CITY, a municipal corporation

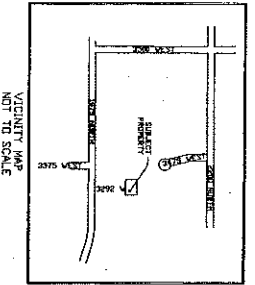
ATTEST:

*Daniel Hirsch*  
CITY RECORDER



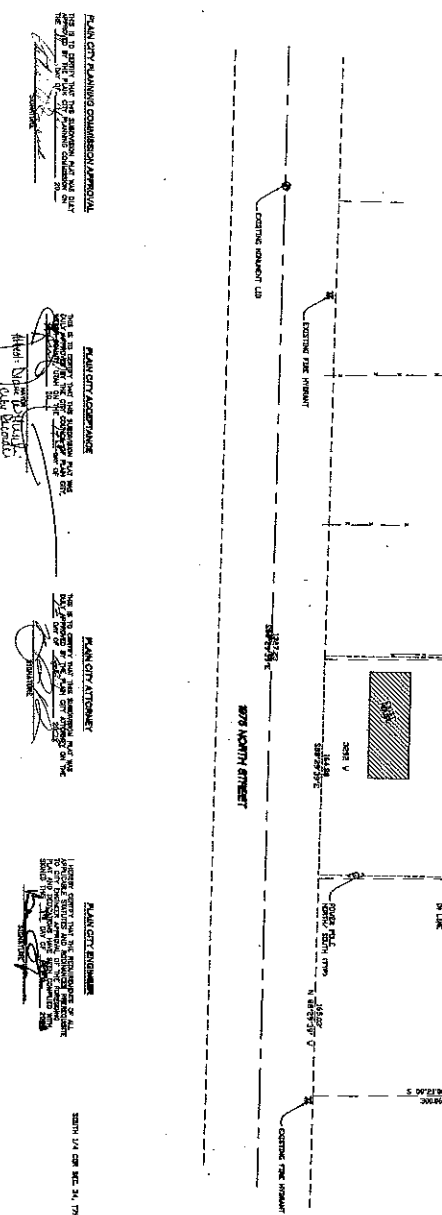
# ANNEXATION TO PLAIN CITY

SHOWING CHANGE IN CORPORATE LIMITS  
 LOCATED IN  
 THE S.W. 1/4 OF SECTION 34, T. 7 N., R. 2 W., S.L.B. & M.



SCALE: 1" = 40'  
 O SETBACK LIMITATION  
 WITH SETBACKS

NOTE: THE LOCATION OF THE PROPERTY IS SHOWN WITH THE  
 PLAIN CITY LIMITS ON THE DATE THE ANNEXATION DEED WAS  
 FILED AND THE STATE OF MISSOURI.



19-038-0249  
 71: 434

### ANNEXATION CERTIFICATE

I, [Signature], being a duly qualified and sworn-in surveyor, do hereby certify that the foregoing is a true and correct copy of the original plat of the annexation of the property shown on the annexation map to the City of Plain City, Missouri, as shown on the annexation map, and that the same has been duly recorded in the public records of the State of Missouri, to-wit: in Book 19-038-0249, Page 71: 434, of the records of the Recorder of Deeds for the County of Warren, State of Missouri.

### RECORD BOUNDARY DESCRIPTION

Part of the southeast quarter of section 34, township 7 north, range 2 west, south latitude meridian, Missouri. Being the same as described in the original plat of the annexation of the property shown on the annexation map, to-wit: in Book 19-038-0249, Page 71: 434, of the records of the Recorder of Deeds for the County of Warren, State of Missouri.

### SURVEYED BOUNDARY DESCRIPTION

Part of the southeast quarter of section 34, township 7 north, range 2 west, south latitude meridian, Missouri. Being the same as described in the original plat of the annexation of the property shown on the annexation map, to-wit: in Book 19-038-0249, Page 71: 434, of the records of the Recorder of Deeds for the County of Warren, State of Missouri.

### CONVERSE DESCRIPTION

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