

STATE OF UTAH

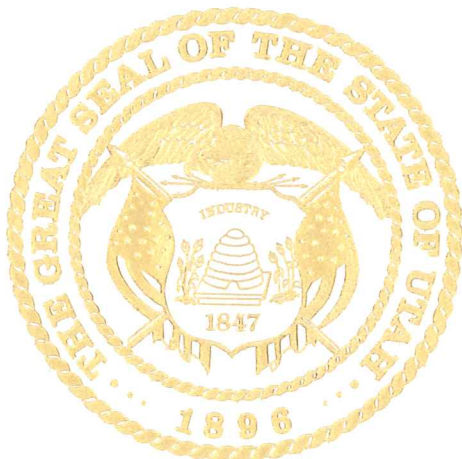


OFFICE OF THE LIEUTENANT GOVERNOR

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 TREMONTON CITY, dated October 6th, 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 TREMONTON 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 5th day of November, 2009 at Salt Lake City, Utah.

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

GREG BELL
Lieutenant Governor



MAYOR: Max Weese **COUNCIL:** David Deakin | Roger Fridal | Lyle Holmgren | Jeff Reese | Byron Wood

October 29, 2009

Lt. Governor Gary Bell
210 State Capitol
Salt Lake City, UT 84114

Utah State Tax Commission
Property Tax Division - Terri Chidester
210 North 1950 West
Salt Lake City, UT 84134

Re: Notice of enactment of the L.D.S. Church Annexation to Tremontion City Corporation

Tremontion City Council has passed Ordinance 09-20 annexing certain real property and extending the corporate limits of Tremontion. The real property hereby annexed is owned by the Corporation of the Presiding Bishop of The Church of Jesus Christ of latter-day Saints and Farmland Reserve, Inc. (Box Elder Tax Nos. 05-180-0009 and 05-180-0011) located west of 1000 West Street at approximately 300 South which is contiguous to the present boundary of Tremontion City's corporate limits and within the areas defined in the Master Policy Declaration for future expansion by Tremontion City. The Zone R1-20 will be applied. The complete legal description is available for review at the Tremontion City Recorder's Office, 102 South Tremont Street, Tremontion, Utah.

Cordially,

Darlene S. Hess
City Recorder

Received

NOV - 5 2009

Map sent 11-5

Greg Bell
Lieutenant Governor

CITY OFFICERS:

City Manager
Shawn Warnke
(435) 257-9504
swarnke@tremontioncity.com

City Recorder
Darlene S. Hess, CMC
(435) 257-9505
dhess@tremontioncity.com

City Treasurer
Sharri Oyler, CMFA
(435) 257-9502
soyler@tremontioncity.com

DEPARTMENTS:

Building Inspector
Steve Bench
(435) 257-9510
sbench@tremontioncity.com

Food Pantry Director
Cathy Newman
(435) 257-9530
cnewman@tremontioncity.com

Fire Chief
Steve Batis
(435) 257-9520
sbatis@tremontioncity.com

Library Director
Kim Griffiths
(435) 257-9525
kgriffiths@tremontioncity.com

Parks & Recreation Director
Marc Christensen
(435) 257-9485
mchristensen@tremontioncity.com

Police Chief
Dave Nance
(435) 257-9555
dnance@tremontioncity.com

Public Works Director
Paul Fulgham
(435) 257-9471
pfulgham@tremontioncity.com

Senior Center Director
Marion Layne
(435) 257-9455
mlayne@tremontioncity.com



MAYOR: Max Weese **COUNCIL:** David Deakin | Roger Fridal | Lyle Holmgren | Jeff Reese | Byron Wood

October 6, 2009

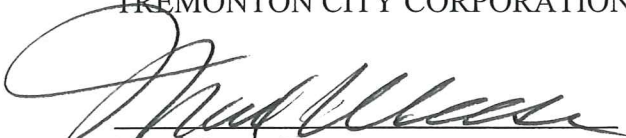
Utah State Tax Commission
Property Tax Division
210 North 1950 West

Salt Lake City, UT 84337


Re: Certification by the municipal legislative body that all necessary legal requirements relating to the boundary change regarding the Corporation of the Presiding Bishop of The Church of Jesus Christ of Latter-day Saints and Farmland Reserve, Inc. have been completed.

We, the duly appointed and acting Mayor and City Council for the City of Tremontion, Utah, hereby certify that all necessary legal requirements relating to the boundary change has been completed for the Corporation of the Presiding Bishop of The Church of Jesus Christ of Latter-day Saints, a Utah Corporation Sole and Farmland Reserve, Inc. Annexation.

TREMONTION CITY CORPORATION


Max Weese, Mayor

ATTEST


Darlene S. Hess, Recorder

Enclosure: Copy of Annexation Ordinance
Map

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swarnke@tremontioncity.com

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mlayne@tremontioncity.com

ORDINANCE 09-20

Ent 284307 Bl 1108 Pg 551
Date 19-Oct-2009 4:04PM Fee \$0.00
LuAnn Adams - Filed By dl
Box Elder Co., UT
REAL PROPERTY CORP

**AN ORDINANCE ANNEXING 48.638 ACRES OF REAL PROPERTY
(PARCEL NOS. 05-180-0009 and 05-180-0011) AND CLASSIFYING THE PROPERTY
AS RURAL RESIDENTIAL (R1-20)**

WHEREAS, a majority of the owners of certain real property described below, desire to annex such real property to Tremonton, 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 owned by the Corporation of the Presiding Bishop of the Church of Jesus Christ of Latter-day Saints, a Utah Corporation Sole, and Farmland Reserve, Inc. consisting of approximately forty-eight and six hundred thirty-eight hundredth (48.638) acres and lies contiguous to the corporate boundaries of Tremonton, 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, Tremonton 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 in 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, pursuant to Section 10-2-407, Utah Code, the City Council of Tremonton, Utah, hereby ordains as follows:

1. The real property identified as parcel numbers 05-180-0009 and 05-180-0011 more particularly described in Paragraph 2, below, is hereby annexed to Tremonton, Utah, and the corporate limits of Tremonton, Utah, are hereby extended accordingly.

2. The real property which is the subject of this Ordinance is described as follows and an annexation plat is attached as Exhibit A:

A part of the North Half of Section 9, Township 11 North, Range 3 West, Salt Lake Base and Meridian, U.S. Survey:

Beginning at a point on the existing Corporate Limits Line of Tremonton City, said point is 1321.83 feet South 01°12'50" East; 33.00 feet South 88°47'10" West and 150.00 feet South 88°34'47" West from the Northeast corner of said Section; and running thence two (2) courses along said existing Corporate Limits as follows: South 1°12'50" East 810.66 feet and South 88°47'10" West 2474.80 feet to the Easterly right of way line of Interstate 15; thence Northwesterly along the arc of a 2864.79 foot radius curve to the right a distance of 846.32 feet (Long Chord bears North 19°28'20" West 843.25 feet) to said existing Corporate Limits; thence North 88°34'47" East 2739.01 feet along said existing Corporate Limits to the point of beginning.

Contains 48.638 Acres

3. The zoning map of Tremonton City shall be amended to include the real property described above in Paragraph 2 and shall be classified as being in the Rural Residential District, (R1-20) zone in accordance with the provisions of Chapter 14 of the City's Zoning Code and Section 10-9-406(1) of the Utah Code Annotated, 1953, as amended.

4. Tremonton City has adopted and may amend from time to time a Transportation Plan that identifies future transportation corridors necessary to accommodate an efficient transportation system throughout the City and is attached as Exhibit B. The Transportation Plan currently shows two transportation corridors through the property described in Paragraph 2. When a development application is submitted to develop the property described above in Paragraph 2 the property owner will dedicate to Tremonton City right-of-ways in accordance with the currently adopted Tremonton City's Transportation Plan and construct the full right-of-ways as per the City's currently adopted codes and ordinances for right-of-ways. Recognizing that there are some development applications that are submitted by the land owner in which the development of the road may not be reasonable, the City Council authorizes the Land Use Authority (the body that has approval authority over a submitted application) to determine when the requirement to dedicate and construct the rights-of-ways shall be enacted.

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 Box Elder County, Utah by the City Recorder.

6. This Ordinance shall become effective upon adoption and passage by the City Council. 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 Tremonton, Utah, this 6th day of October 2009.

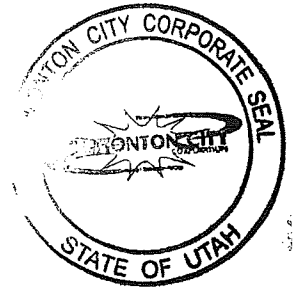
TREMONTON CITY CORPORATION

By [Signature]
Mayor

ATTEST:

[Signature]
City Recorder

Publication or Posting Date: October 21, 2009



STATE OF UTAH)
 : ss.
County of Box Elder)

I, DARLENE HESS, the City Recorder of Tremonton, Utah, do hereby certify that the above and foregoing is a full and correct copy of Ordinance No. 09-20, entitled, **AN ORDINANCE ANNEXING 48 ACRES OF REAL PROPERTY (PARCEL NOS. 05-180-0009 AND 05-180-0011) AND CLASSIFYING THE PROERPTY AS RURAL RESIDENTIAL (R1-20)** adopted and passed by the City Council of Tremonton, Utah, at a regular meeting thereof on the 6th day of October, 2009, which appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the City this 12th day of October 2009.

[Signature]
Darlene Hess
City Recorder

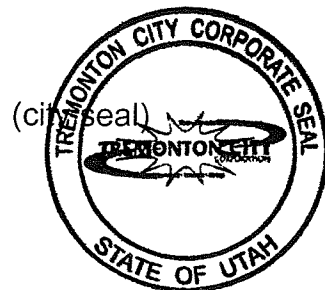


Exhibit A

Corporate Limits of Tremonton City

Flat of Addition to the
Tremonton City, Box Elder County, Utah

SURVEYOR'S CERTIFICATE
I, Mark Hubbard, do hereby certify that I am a Registered Professional Surveyor in the State of Utah, and that I am duly qualified to perform the duties of a Surveyor in the State of Utah. I have examined the plat of Addition to the City of Tremonton City, Box Elder County, Utah, U.S. Survey, and the same is in accordance with the provisions of the laws of the State of Utah. I have also examined the plat of Addition to the City of Tremonton City, Box Elder County, Utah, U.S. Survey, and the same is in accordance with the provisions of the laws of the State of Utah. I have also examined the plat of Addition to the City of Tremonton City, Box Elder County, Utah, U.S. Survey, and the same is in accordance with the provisions of the laws of the State of Utah. I have also examined the plat of Addition to the City of Tremonton City, Box Elder County, Utah, U.S. Survey, and the same is in accordance with the provisions of the laws of the State of Utah.

Signed this 1st day of July, 2009.

65482870
Licenses #

Northwest Corner of Section 9,
T14N, R34W, S12E, U.S. Survey
(From Box Elder County Measurement)

05-20-0077

2555.37' (Calc'd)

2555.37' x (Calc'd)

3589.17' West (S126.55' B.E.C.S.)

Northwest Corner of Section 9,
T14N, R34W, S12E, U.S. Survey
(From Box Elder County Measurement)

Northwest Corner of Section 9,
T14N, R34W, S12E, U.S. Survey
(From Box Elder County Measurement)

North
1/4 Corner of Section 9,
T14N, R34W, S12E, U.S. Survey
(Presumed from the Adjacent
County Surveyor's Plat of Addition to
County Surveyor's Plat of Addition to

2468.29' South (S89.11' E B.E.C.S.)

N 89°11'15" E 646.6' (S 89°11'15" E B.E.C.S.)

Southwest Corner of Section 9,
T14N, R34W, S12E, U.S. Survey
(From Box Elder County Measurement)

S 1°25'31" E 311.04' E B.E.C.S.)

2555.37' West (S89.11' E B.E.C.S.)

2468.29' South (S89.11' E B.E.C.S.)

3589.17' West (S126.55' B.E.C.S.)

Northwest Corner of Section 9,
T14N, R34W, S12E, U.S. Survey
(From Box Elder County Measurement)

S 1°25'31" E 311.04' E B.E.C.S.)

Contemporary Homes L.L.C.
05-20-0007

Fairland Reserve, Inc.
05-18-0008
Contains 48.658 Acres
Proposed Zoning R1-20
NOTE: Property is subject to the Tremonton City Master
plan for divided road facilities.

Duane Kerr Trustee
05-18-0023

Johnson Estates Subdivision
13
12
11
10
9
8
7
6
5
4
3
2
1

Corporation of the
Presiding Bishop of
the Church of
Jesus Christ of
Latter-day Saints
05-20-0051

Ira C. Hatch
Trustee
05-18-0024

Carl D. Burgess
05-18-0051

Utah Dept. of
Transportation
05-18-0087

Interstate I-15
4
3
2
1

Proposed Corporate Limits
of Tremonton City

Interstate I-15
4
3
2
1

N 89°55'59" E 19' 10" W
R = 2884.78
L = 848.32'
LC = 848.32'
N 89°28'20" W

2555.37' West (S89.11' E B.E.C.S.)

2468.29' South (S89.11' E B.E.C.S.)

3589.17' West (S126.55' B.E.C.S.)

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3589.17' West (S126.55' B.E.C.S.)

3589.17' West (S126.55' B.E.C.S.)

TREMONTON CITY COUNCIL ACCEPTANCE
I hereby approve this plat of Addition to the City of Tremonton, Utah
this _____ day of July, 2009.

By: _____ Mayor
Attest: _____ City Recorder

NARRATIVE
This Amendment Plat was requested by Mr. Brian Barr of Richards/Alameda, U.S. Survey, Chief of Latter-day Saints. Ammonites were found at the Northeast Corner of Section 9, T14N, R34W, S12E, U.S. Survey, and said monument is located at the intersection of Interstate 15 and the Southwest Corner of said Section 9. The plat shows the location of said monument and the Southwest Corner of said Section 9.

Southwest Corner of Section 9,
T14N, R34W, S12E, U.S. Survey
(From Box Elder County Measurement)

GREAT BASIN ENGINEERING NORTH
2176 South 1425 East - Suite 200
P.O. Box 365654, Ogden, Utah 84415
Phone: (435) 466-5555 Fax: (435) 466-5556

Box Elder County
EMERY CO. FILED TO
RECORDED
INDEXED
FILED FOR
PLAT NO.
101-01-24-01

711 204 307 11 4

Exhibit B

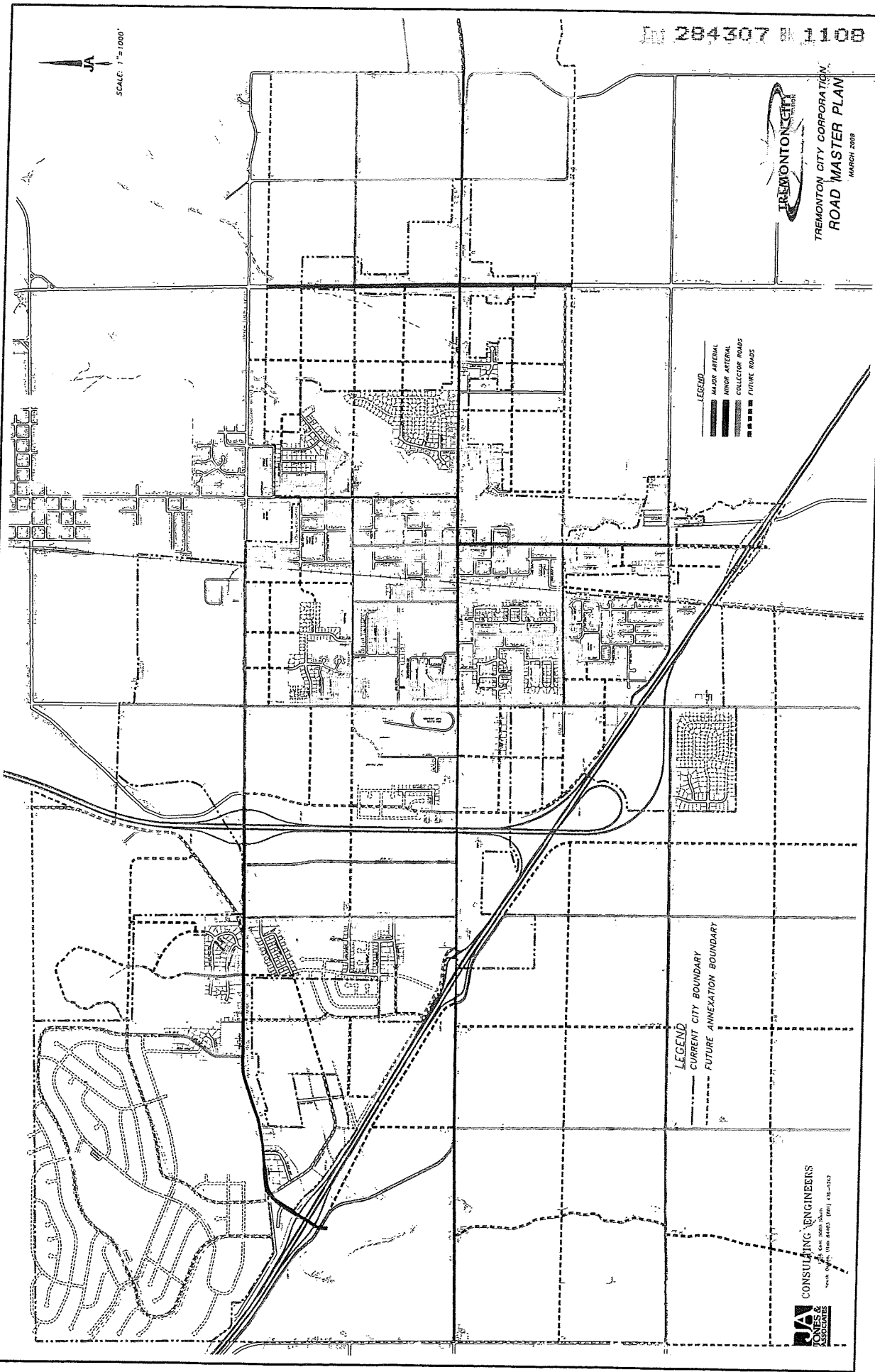
Int 284307 of 1108 Pg 556



SCALE: 1"=1000'



TREMONTON CITY CORPORATION
ROAD MASTER PLAN
MARCH 2009



LEGEND

- MAJOR ARTERIAL
- MINOR ARTERIAL
- COLLECTOR ROADS
- FUTURE ROADS

LEGEND

- CURRENT CITY BOUNDARY
- FUTURE ANNEXATION BOUNDARY

RA CONSULTING ENGINEERS
 REGISTERED PROFESSIONAL ENGINEERS
 1000 WEST 1000 SOUTH
 SALT LAKE CITY, UTAH 84119 (801) 478-1117

RESOLUTION NO. 09-30A

**A RESOLUTION OF TREMONTON CITY AMENDING ITS
ARTICLES OF INCORPORATION**

WHEREAS, The City of Tremonton, a Utah Municipal Corporation, was incorporated by Resolution on July 9, 1918; and

WHEREAS, The City of Tremonton is a "City of the Fifth Class" as defined in §10-2-301, Utah Code Annotated, having a population of more than 1,000 inhabitants, but less than 10,000 inhabitants; and

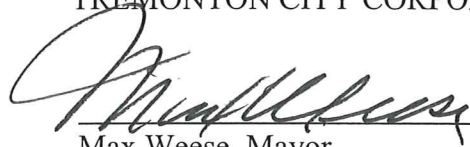
WHEREAS, since its incorporation the City of Tremonton has annexed additional parcels of property into its incorporated area; and

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, we hereby resolve that the geographical description of the city of Tremonton, Box Elder County, Utah and its Articles of Incorporation are hereby amended as described in the attached Amended Articles of Incorporation dated October 6, 2009.


Adopted and passed by the governing body of Tremonton City Corporation this 6th day of October, 2009.

TREMONTON CITY CORPORATION



Max Weese, Mayor

ATTEST:



Darlene S. Hess, Recorder



**AMENDED ARTICLES OF INCORPORATION
OF THE
CITY OF TREMONTON**

Pursuant to provisions of the "Utah Municipal Code," the City of Tremonton in Box Elder County, Utah, acting by its Mayor and approved by Resolution of the City Council during a Public Meeting held on October 6, 2009, hereby amends its original Articles of Incorporation, dated the 9th day of July, 1918, and states the following as its Amended Articles of Incorporation:

1. The name of the municipality is the Municipal Corporation of Tremonton, also known as Tremonton City Corporation or the City of Tremonton.
2. The geographical description of the annexed property is as follows:

Description

A part of the North Half of Section 9, Township 11 North, Range 3 West, Salt Lake Base and Meridian, U.S. Survey:

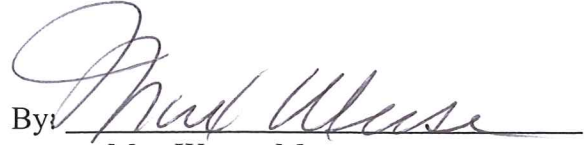
Beginning at a point on the existing Corporate Limits Line of Tremonton City, said point is 1321.83 feet South 01°12'50" East; 33.00 feet South 88°47'10" West and 150.00 feet South 88°34'47" West from the Northeast corner of said Section; and running thence two (2) courses along said existing Corporate Limits as follows: South 1°12'50" East 810.66 feet and South 88°47'10" West 2474.80 feet to the Easterly right of way line of Interstate 15; thence Northwesterly along the arc of a 2864.79 foot radius curve to the right a distance of 846.32 feet (Long Chord bears North 19°28'20" West 843.25 feet) to said existing Corporate Limits; thence North 88°34'47" East 2739.01 feet along said existing Corporate Limits to the point of beginning.

Contains 48.638 Acres

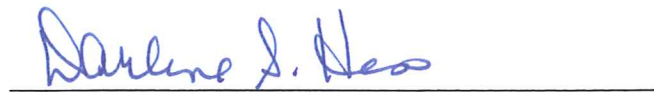
The City of Tremonton is a "City of the Fifth Class" as defined in §10-2-301, Utah Code Annotated, having a population of more than 1000 inhabitants, but less than 10,000 inhabitants.

DATED this 6th day of October, 2009 .

CITY OF TREMONTON

By: 
Max Weese, Mayor

ATTEST:


Darlene S. Hess, Recorder



