

STATE OF UTAH

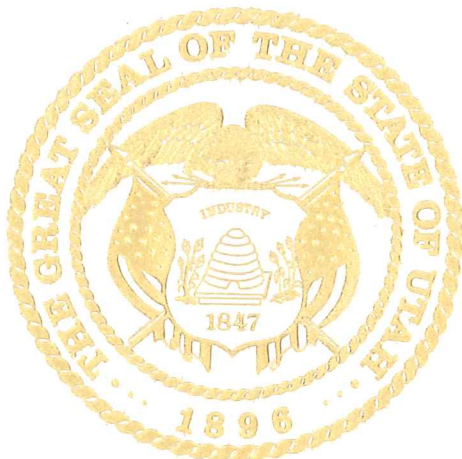


OFFICE OF THE LIEUTENANT GOVERNOR

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 CITY OF SPANISH FORK, dated April 7th, 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 CITY OF SPANISH FORK, 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 6th day of October, 2009 at Salt Lake City, Utah.

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

GREG BELL
Lieutenant Governor



September 23, 2009

RE: KELLY ANNEXATION COVER LETTER

To Whom It May Concern:

This is to inform you that Spanish Fork City has reviewed the Kelly Annexation and verifies that all requirements of the city have been met.

If you have any questions please feel free to contact me using the information provided below.

Sincerely,

A handwritten signature in blue ink that reads "Shawn Beecher".

Shawn Beecher

=====
Shawn Beecher
GIS Administrator
40 S. Main St.
Spanish Fork, UT 84660
Phone: 801-804-4571
Fax: 801-804-4571
email: sbeecher@spanishfork.org
=====

Received

SEP 28 2009

Greg Bell
Lieutenant Governor

When recorded please
return to:
40 South Main Street

ORDINANCE NO. A01-09

ROLL CALL

VOTING	YES	NO
MAYOR JOE L THOMAS <i>(votes only in case of tie)</i>		
MATTHEW D. BARBER <i>Councilmember</i>	X	
G. WAYNE ANDERSEN <i>Councilmember</i>	X	
STEVEN M. LEIFSON <i>Councilmember</i>	X	
SETH V. SORENSEN <i>Councilmember</i>	X	
CHRIS W. WADSWORTH <i>Councilmember</i>	X	

I MOVE this ordinance be adopted: Councilmember Sorensen

I SECOND the foregoing motion: Councilmember Andersen

ORDINANCE A01-09

AN ORDINANCE ANNEXING PROPERTY KNOWN AS THE J. BRENT KELLY ANNEXATION 5906 South 650 West

WHEREAS, a petition has been filed with the Spanish Fork City Council by the majority of the owners representing over 1/3 of the assessed valuation of real property hereinafter described, which property lies contiguous to the corporate limits of Spanish Fork City; and

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

WHEREAS, the Spanish Fork City Recorder has certified that the petition complies with the requirements of Utah Code Annotated §10-2-402 (1953 as amended), as they pertain to the annexation; and

Received

SEP 22 2009

Greg Bell
Lieutenant Governor

WHEREAS, Spanish Fork City has accepted the petition and certified it to the Utah County Boundary Commission pursuant to Utah Code Ann. §10-2-405 on the 7th day of August, 2007, and

WHEREAS, publication of the certification took place in The Daily Herald, a paper with local circulation in Spanish Fork City on the days of September 8th, 15th, and 22nd, 2007; and

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

WHEREAS, a public hearing was held before the Spanish Fork City Council on the 18th day of December, 2007, pursuant to Utah Code Ann. §10-2-407 with notice having taken place in accordance with said section; and

WHEREAS, at the public hearing no objection to the annexation was voiced; and

WHEREAS, the property petitioned for annexation lies contiguous to rural residential zones in Spanish Fork City and is developed.

SECTION I.

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

Beginning at a point which lies North 0°20'20" West 308.72 feet along the Section Line and East 247.24 feet from the West 1/4 Corner of Section 13, Township 8 South, Range 2 East, Salt Lake Base and Meridian; and running thence South 89°30'00" East 838.82 feet along the North side of 5950 South Street; thence North 0°35'00" East 640.71 feet along the existing Spanish Fork City boundary line; thence South 53°09'26" West 1056.26 feet to the point of beginning.
(Area = 6.17 Acres)

SECTION II.

The parcel is hereby zoned as Industrial 1.

SECTION III

An annexation agreement was entered on the 7th day of April 2009.

SECTION IV

The annexation is conditional upon the following:

1. That the SESD power buyout be completed before recordation.

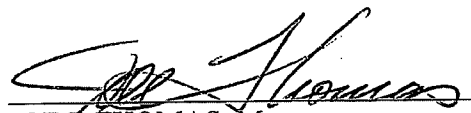
SECTION V

This Ordinance shall not become part of the Spanish Fork City Municipal Code.

SECTION VI

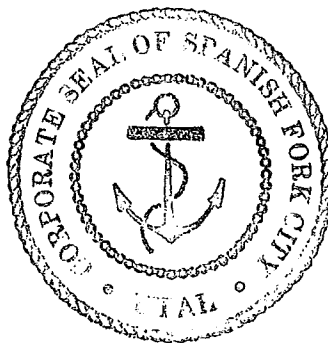
This Ordinance shall become effective immediately upon publication.

PASSED AND ORDERED PUBLISHED BY THE SPANISH FORK CITY COUNCIL OF
SPANISH FORK, UTAH, this 18th day of December, 2007.


JOEL THOMAS, Mayor

ATTEST:


KIMBERLY ROBINSON, Recorder



ENGINEER/SURVEYOR'S CERTIFICATE
 I HEREBY CERTIFY THAT THIS IS A TRUE AND ACCURATE MAP OF THE TRACT OF LAND TO BE ANNEXED TO _____ CITY, UTAH COUNTY, UTAH.

BOUNDARY DESCRIPTION
 NORTH 02°00'20" WEST 380.72 FEET ALONG THE SECTION LINE AND EAST 247.44 FEET FROM THE WEST 1/4 CORNER OF SECTION 13, TOWNSHIP 8 SOUTH, RANGE 2 EAST, _____ SALT LAKE BASIN MERIDIAN; THENCE AS FOLLOWS:

COURSE	DISTANCE	REMARKS
S 89°20'00" E	380.72	ALONG THE NORTH LINE OF 3800 SOUTH STREET
E 0°00'00" N	247.44	TO THE POINT OF BEGINNING
S 53°20'00" W	108.25	TO THE POINT OF BEGINNING
N 0°00'00" E	108.25	TO THE POINT OF BEGINNING

AREA = 6.17 ACRES

BASED UPON BEARING & DISTANCE FROM THE WEST 1/4 CORNER TO THE NORTHWEST CORNER OF SECTION 13, T. 8 S., R. 2 E., S. 89th.



Dwight F. D. [Signature]
 SURVEYOR
 Feb. 23, 2009
 DATE

ACCEPTANCE BY LEGISLATIVE BODY
 THIS IS TO CERTIFY THAT [The City Council] HAVE RECEIVED A PETITION SIGNED BY A MAJORITY OF THE OWNERS OF THE TRACT SHOWN HEREON REQUESTING THAT SAID TRACT BE ANNEXED TO THE CITY OF _____ AND THAT A COPY OF THE MAP AND PETITION WAS FILED WITH THE CLERK OF THE COUNTY AND THAT HE HAVE EXAMINED AND DO HEREBY APPROVE AND ACCEPT THE ANNEXATION OF THE TRACT AS SHOWN AS A PART OF SAID CITY AND THAT SAID TRACT OF LAND IS TO BE ANNEXED AS THE _____ TERRITORY.



[Signature]
 ATTORNEY
 [Signature]
 RECORDS

BOUNDARY COMMISSION
 POLICY DECLARATION ADOPTED BY LEGISLATIVE BODY OF _____ SPANISH FORK
 CITY OF _____ PROTECTS FILED BY:

BOUNDARY COMMISSION ACTION:
 ANNEXATION READY TO RECORD
 NO PROTESTS RECEIVED
 APPROVED BY COMMISSION: _____
 BOARD COMMISSION CONTINUES

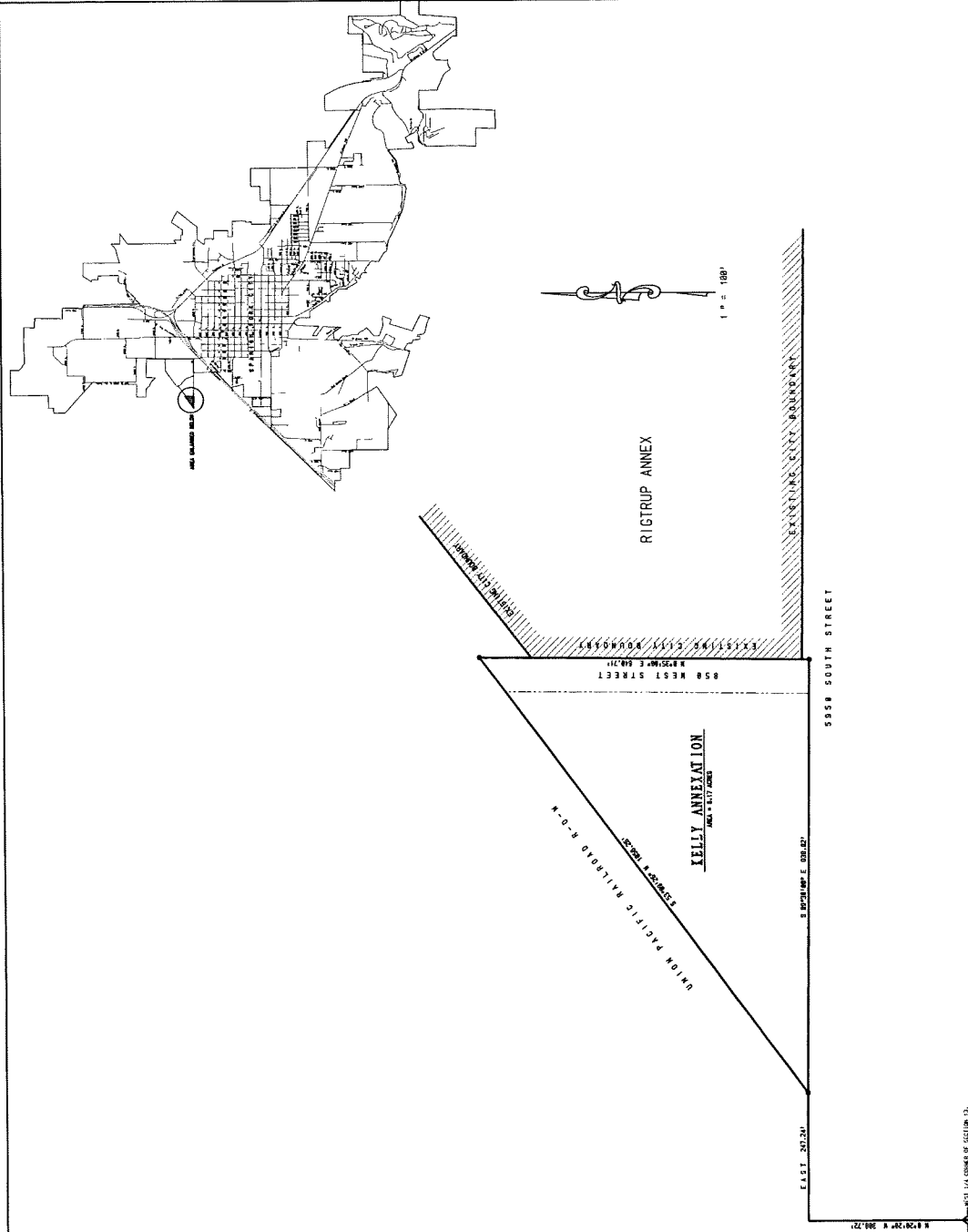
APPROVED AS TO FORM

COUNTY ATTORNEY _____ DATE _____

ANNEXATION PLAT

KELLY ANNEXATION

SPANISH FORK CITY, UTAH COUNTY, UTAH
 SHEET: 1P-1 100 FEET



UTAH COUNTY SURVEYOR
 THIS PLAT HAS BEEN REVIEWED BY THE COUNTY SURVEYOR AND IS HEREBY CERTIFIED AS A TRUE, LEGAL INSTRUMENT, SUBJECT TO OTHER LAWS APPLICABLE TO SUCH PLATS.
[Signature]
 UTAH COUNTY SURVEYOR
 9-22-07
 DATE

