

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 September 19th, 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 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 10th day of March, 2009 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

March 5, 2009

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 2008-21 adopting the property known as the Blue Ox Annexation. Also included is the legal description and a plat map. This Ordinance was approved by the Heber City Council on September 18, 2008. This annexation was recorded with the Wasatch County Recorder on March 4, 2009.

Cordially,

HEBER CITY CORPORATION



Paulette Thurber
City Recorder

Attachment

Received

MAR 09 2009

Gary R. Herbert
Lieutenant Governor

ORDINANCE 2008-21

AN ORDINANCE ANNEXING PROPERTY KNOWN AS THE BLUE OX DEVELOPMENT ANNEXATION LOCATED AT APPROXIMATELY 700 NORTH ON THE EAST SIDE OF HIGHWAY 40, AT THE NORTHEAST CORNER OF THE NORTHWEST QUARTER OF SECTION 32, TOWNSHIP 3 SOUTH, RANGE 5 EAST, OF THE SALT LAKE BASE AND MERIDIAN, HEBER CITY, WASATCH COUNTY, STATE OF UTAH.

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

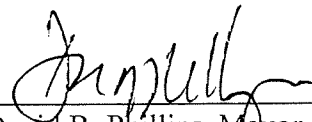
Section 1. That the 4.575 acres, described in the Attached Exhibit A of this Ordinance is hereby assigned to and made a part of the C-2 Zone, consistent with the Heber City General Plan, County of Wasatch, State of Utah.

Section 2. 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 18 day of September, 2008, by the following vote:

	AYE	NAY
Councilmember Jeffery M. Bradshaw	<u>X</u>	_____
Councilmember Elizabeth Hokanson	<u>X</u>	_____
Councilmember Eric Straddeck	<u>X</u>	_____
Councilmember Nile D. Horner	<u>X</u>	_____
Councilmember Robert L. Patterson	<u>X</u>	_____

APPROVED:



David R. Phillips, Mayor



Date of First Publishing:

September 24, 2008

Ent 345252 Bk 984 Pg 1088-1089
Date: 04-MAR-2009 10:47AM
Fee: None Filed By: MG
ELIZABETH PALMIER, Recorder
WASATCH COUNTY CORPORATION
For: HEBER CITY CORPORATION

After recording
please hold originals for
Heber City Corporation

Blue OX
Boundary Description

Commencing at a found Wasatch County Brass Cap Monument representing the North one-quarter corner of Section 32, Township 3 South, Range 5 East, Salt Lake Base and Meridian, thence along the Section Line South $89^{\circ}31'51''$ West 1229.51 feet; thence South 1691.34 feet to the true Point of Beginning (basis of bearing; South $89^{\circ}31'51''$ West between found Wasatch County Brass Cap Monuments representing the North one-quarter and Northwest corners of Section 32, Township 3 South, Range 5 East, Salt Lake Base and Meridian):

and running thence South 267.28 feet along the apparent East property line of the Heber North Main project, LLC. Property (Entry Number 313905 of the official records of Wasatch County) to the North property line of the Probst Trust Property (Entry Number 319386 of the official records of Wasatch County); thence along said Probst Trust North property line West 779.71 feet to the Easterly right-of-way line of U.S. Highway 40 as evidenced by found right-of-way monuments; thence along said Easterly right-of-way line North $16^{\circ}27'05''$ East 286.41 feet to a point on the South property line of the MWE Valley Hills LLC property; said South property line being the common line of a Boundary Line Agreement recorded as Entry Number 298810 of the official records of Wasatch County; thence South $89^{\circ}23'36''$ East along said south property line 698.64 feet to the Point of Beginning.

Containing 4.60 Acres

