

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 the TOQUERVILLE CITY, dated December 11<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 TOQUERVILLE CITY, located in Washington County, State of Utah.



IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 2<sup>nd</sup> day of April, 2009 at Salt Lake City, Utah.

A handwritten signature in black ink that reads "Gary R. Herbert".

GARY R. HERBERT  
Lieutenant Governor

TOQUER



Ordinance #ORD2008.11; December 11th, 2008

**ASH CREEK CROSSING ANNEXATION (Addition of Approx. 250 Acres)**

WHEREAS, in August, 2008, RD & CT Holdings LLC, one hundred percent owners of proposed real property contiguous to current ASH CREEK CROSSING property and contiguous to current Toquerville City (hereafter known as "City") boundaries, has petitioned the City for Annexation of 249.765 total acres, pursuant to 2008 Utah State Code Unannotated (hereafter known as "Code"), Section 10-2-403; and

WHEREAS, this Petition has come before the City Council for acceptance, and within thirty (30) days thereafter, Petition was reviewed for Certification by City Recorder, County Recorder, County Clerk and County Surveyor as required by Code Section 10-2-405; and

WHEREAS, Petition was Certified on August 15<sup>th</sup>, 2008, by City Recorder that all requirements set forth in Code Section 10-2-403 were satisfied, and City Recorder mailed and faxed written notification of Certification to the City Council, owners of ASH CREEK CROSSING, and County Commission as required by Code Section 10-2-406; and

WHEREAS, within twenty (20) days of City Council notice of Certification, City Recorder noticed all affected entities and published notice for three (3) consecutive weeks beginning no later than ten (10) days after City Council notice of Certification pursuant to Code Section 10-2-406; and

WHEREAS, there were no valid protests to Annexation Petition filed in Washington County as noticed to the City by the County Clerks Office, as required by Code Section 10-2-406; and

WHEREAS, City Council has properly noticed Request for Annexation by Ash Creek Crossing, publishing seven (7) days prior to a Public Hearing held on December 11<sup>th</sup>, 2008, in compliance with all requirements pertaining to Annexation by Utah State Statute.

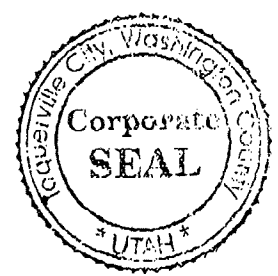
THEREFORE, BE IT HEREBY ORDAINED by the City Council of Toquerville, Utah, the City does hereby grant and approve this Petition for Annexation of the following described real property:

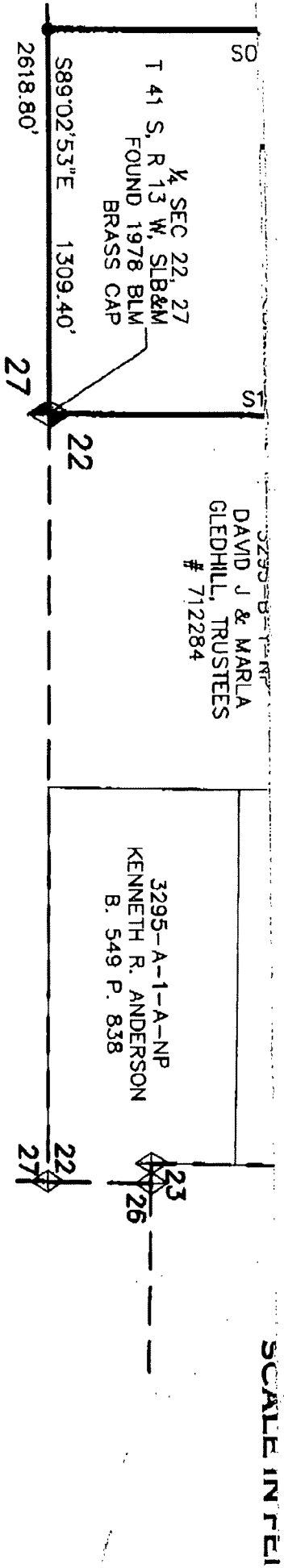
BEGINNING AT THE NORTH QUARTER CORNER OF SECTION 22, TOWNSHIP 41 SOUTH, RANGE 13 WEST OF THE SALT LAKE BASE AND MERIDIAN AND RUNNING THENCE ALONG THE NORTH LINE OF SAID SECTION SOUTH 89°07'45" EAST 1282.32 FEET TO THE EAST SIXTEENTH CORNER OF SAID SECTION; THENCE ALONG THE EAST SIXTEENTH LINE OF SAID SECTION SOUTH 01°03'15" WEST 2640.15 FEET TO THE NORTHEAST CORNER OF SECTIONAL LOT 6 OF SAID SECTION; THENCE ALONG THE NORTH LINE OF SAID LOT 6 NORTH 88°40'33" WEST 1287.87 FEET TO A POINT ON THE CENTER SECTION LINE OF SAID SECTION; THENCE ALONG SAID CENTER SECTION LINE SOUTH 01°10'30" WEST 3041.20 FEET TO THE SOUTH QUARTER CORNER OF SAID SECTION; THENCE ALONG THE SOUTH LINE OF SAID SECTION NORTH 89°02'53"; WEST 1309.40 FEET TO THE WEST SIXTEENTH CORNER OF SAID SECTION; THENCE ALONG THE WEST SIXTEENTH LINE OF SAID SECTION IN THE FOLLOWING TWO COURSES; NORTH 00°56'32" EAST 2636.45 FEET TO THE CENTER-WEST SIXTEENTH CORNER OF SAID SECTION; THENCE NORTH 00°56'58" EAST 3039.12 FEET THE WEST SIXTEENTH CORNER OF SAID SECTION; THENCE ALONG SAID NORTH LINE SOUTH 88°51'27" EAST 1332.07 FEET TO SAID NORTH QUARTER CORNER AND THE POINT OF BEGINNING. CONTAINS 249.765 ACRES.

This ORD.2008.11, ASH CREEK CROSSING ANNEXATION is effective upon passage by Toquerville City Council on the 11<sup>th</sup> day of December, 2008.

SIGNED: R. Kenneth Powell R. Kenneth Powell, Mayor

ATTEST: Carol Pogue Carol Pogue, City Recorder





SCALE IN FEET

DAVID J & MARLA GLEDHILL, TRUSTEES # 712284

3295-A-1-A-NP KENNETH R. ANDERSON B. 549 P. 838

# REEK CROSSING ADDITIO

LOCATED IN SECTION 22, TOWNSHIP 41 SOUTH, RANGE 13 WEST OF THE SALT LAKE BASE & MERIDIAN TOQUERVILLE CITY, WASHINGTON COUNTY, UTAH

**TOQUERVILLE CITY**  
 UTAH HAVE REVIEWED THE COUNCIL, RECORDED IN THE A.D. 2009, HEREBY ACCEPT HERETO.

*[Signature]*  
 MAYOR: TOQUERVILLE CITY

**APPROVAL AS TO FORM**  
 APPROVED AS TO FORM THIS 18th DAY OF FEBRUARY A.D. 2009.

*[Signature]*  
 TOQUERVILLE CITY ATTORNEY

**ACCEPTANCE OF COUNTY RECORDER**

**DOC # 200900007268**

Annexation  
 Pursuant to the Washington County Recorder  
 03/02/2009 01:15:48 PM Fee \$ 0.00  
 BY TOQUERVILLE TOWN

*[Signature]*  
 WASHINGTON COUNTY RECORDER

FILE NO: 200-4  
 DATE: JAN