

STATE OF UTAH

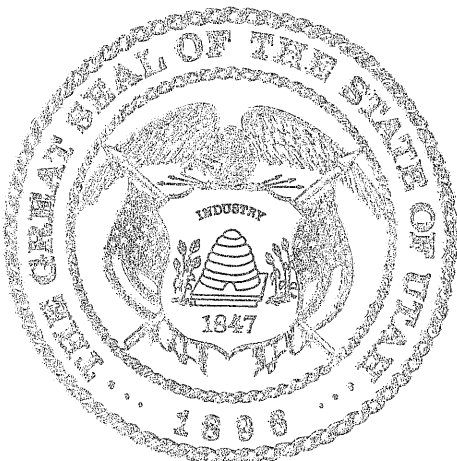


OFFICE OF THE LIEUTENANT GOVERNOR

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 BRIGHAM CITY, dated July 15th, 2010, 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 BRIGHAM 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 23rd day of September, 2010 at Salt Lake City, Utah.

A handwritten signature in black ink, appearing to read "Greg Bell".

GREG BELL
Lieutenant Governor

Ent 294407 Bk 1135 Pg 1160
Date 30-Aug-2010 7:28PM Fee \$0.00
LuAnn Adams - Filed By au
Box Elder Co., UT
For BRIGHAM CITY CORP
04-046-0017 thru 0021
0024,0026

ORDINANCE NO. 10-04

**AN ORDINANCE EXPANDING THE CORPORATE LIMITS OF
BRIGHAM CITY BY ANNEXATION**

WHEREAS, Utah Code Section 10-2 Part 4 establishes procedures for the expansion of municipal boundaries by annexation; and

WHEREAS, Utah Code Section 10-2 Part 4 requires petitions for annexation to contain the signature of the owners of at least 50% of the land area and 1/3 of the land value of private real property within the area proposed for annexation; and

WHEREAS, a petition dated May 18, 2009 was received by the Brigham City Recorder requesting annexation and signed by Victor C. Thompson; and

WHEREAS, the petitions requesting this annexation contain signatures representing 100% of private land area and 100% of private real property value within the area proposed for annexation; and

WHEREAS, Utah Code Section 10-2-402(1)(b)(iii) prohibits annexations that leave or create an unincorporated island or peninsula; and

WHEREAS, Utah Code Section 10-1-104(6) defines peninsula to mean "an area surrounded on more than 1/2 of its boundary distance, but not completely, by incorporated territory and situated so that the length of a line drawn across the unincorporated area from an incorporated area to an incorporated area on the opposite side shall be less than 25% of the total aggregate boundaries of the unincorporated area"; and

WHEREAS, annexation of those properties represented by signatures on the petition would not create islands or leave peninsulas of unincorporated property; and

WHEREAS, following all procedures required by Utah Code Section 10-2 Part 4, the Brigham City Council has held a public hearing and finds that the annexation of the property shown on the plat of the annexation is desirable and in the best interests of the citizens of Brigham City and will protect the health, safety, and welfare of the citizens of Brigham City.

NOW THEREFORE BE IT AN IT IS HEREBY ORDINATED by the City Council of Brigham City:

Section 1:

The following property be and the same is hereby annexed into the corporate limits of Brigham City:

A PART OF THE SOUTHEAST QUARTER OF SECTION 33,
TOWNSHIP 10 NORTH, RANGE 2 WEST, SALT LAKE BASE &
MERIDAN.

BEGINNING AT THE INTERSECTION OF THE EAST RIGHT-OF-WAY LINE OF 2400 WEST STREET AND THE NORTH BOUNDARY LINE OF THE VICTOR THOMPSON PROPERTY AS RECORDED IN BOOK 489, PAGE 71 OF THE BOX ELDER COUNTY RECORDS LOCATED SOUTH 00°02'49" WEST 2687.98 FEET (SOUTH 2700 FEET BY RECORD) AND SOUTH 89°57'11"EAST 66.00 FEET (EAST BY RECORD) FROM THE NORTHWEST CORNER OF THE NORTHEAST QUARTER OF SAID SECTION AND RUNNING THENCE SOUTH 89°57'11" EAST (EAST BY RECORD) 1294.65 FEET ALONG SAID NORTH BOUNDARY LINE TO THE EAST RIGHT-OF-WAY LINE OF INTERSTATE 15 AND THE CURRENT BRIGHAM CITY CORPORATE BOUNDARY LINE; THENCE SOUTH 5°25'03" EAST 2591.76 FEET (SOUTH 5°47' EAST BY RECORD) ALONG SAID EAST RIGHT-OF-WAY LINE AND CORPORATE BOUNDARY LINE TO THE SOUTH LINE OF SAID SOUTHEAST QUARTER SECTION; THENCE NORTH 89°32'41" WEST 1541.50 FEET (WEST BY RECORD) ALONG SAID SOUTH SECTION LINE TO SAID 2400 WEST STREET RIGHT-OF-WAY LINE; THENCE NORTH 00°02'49" EAST 2568.99 FEET (NORTH BY RECORD) ALONG SAID EAST RIGHT-OF-WAY LINE TO THE POINT OF BEGINNING.

CONTAINING 93.795 ACRES. BASIS OF BEARINGS BEING THE SOUTH LINE OF THE SOUTHWEST QUARTER OF SAID SECTION, CALCULATED STATE PLANE NAD83 BEARING OF SOUTH 89°41'09" WEST.

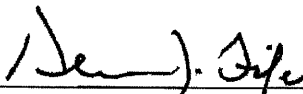
INCLUDES PARCEL NUMBERS 040946-0017 THRU 21, 04-046-0026, 04-048-0024 AND 04-048-0024.

Section 2:

This Ordinance shall become effective upon its adoption, recordation and first publication.

PASSED AND ADOPTED BY THE CITY COUNCIL OF BRIGHAM CITY, STATE OF UTAH, ON THIS 15TH DAY OF JULY 2010.

By:



Dennis J. Fife, Mayor

ATTEST:



Mary Kate Christensen, City Recorder

SURVEYOR'S CERTIFICATE

I, K. Greg Hansen, hereby certify that I am a Registered Professional Surveyor in the State of Utah, Certificate No. 167819 as prescribed by the Laws of the State of Utah and that this is a true and accurate map of the tract of land to be annexed to BRIGHAM CITY, Box Elder County, Utah.

BOUNDARY DESCRIPTION

A PART OF THE SOUTHWEST QUARTER OF SECTION 33, TOWNSHIP 10 NORTH, RANGE 2 WEST, SALT LAKE MERIDIAN, BEGINNING AT THE INTERSECTION OF THE EAST NORTH-SOUTH LINE OF 2400 FEET ALONG SAID SOUTH SECTION LINE TO 2400 WEST STREET, PROPERTY AS RECORDED IN BOOK 458, PAGE 71 OF THE BOX ELDER COUNTY RECORDS AND SOUTH 85° 21' 11" WEST 2631.33 FEET ALONG SAID WEST STREET TO THE WEST CORNER OF SAID SECTION AND RUNNING NORTH 85° 21' 11" WEST 2631.33 FEET TO THE WEST CORNER OF SAID SECTION AND RUNNING SOUTH 85° 21' 11" WEST 2631.33 FEET TO THE WEST CORNER OF SAID SECTION AND RUNNING EAST 90° 00' 00" ALONG SAID WEST STREET TO THE POINT OF BEGINNING, ALONG SAID SOUTH SECTION LINE TO 2400 WEST STREET AND SAID EAST NORTH-SOUTH LINE TO THE POINT OF BEGINNING, BEING THE SOUTH LINE OF THE SOUTHWEST QUARTER OF SAID SECTION, CALCULATED STATE PLANE HADLEY BEARING OF SOUTH 89° 41' 09" WEST.



ACCEPTANCE BY LEGISLATIVE BODY

THIS IS TO CERTIFY THAT WE, THE CITY COUNCIL OF BRIGHAM CITY, UTAH THE OWNERS OF AT LEAST ONE THIRD IN VALUE OF REAL PROPERTY IN BRIGHAM CITY AND THAT A COPY OF THE ORDINANCE OR RESOLUTION HAS BEEN RECORDED IN THE CITY RECORDS AND THAT WE HAVE HEREBY APPROVED AND ACCEPT THE ANNEXATION OF THE AREAS AS SHOWN AS A PART OF SAID CITY.

WITNESS MY HAND AND OFFICIAL SEAL THIS 15TH DAY OF JULY, 2010.

APPROVER: *[Signature]*
MAYOR

[Signature]
CITY RECORDER

COUNTY RECORDER'S NO. 294448

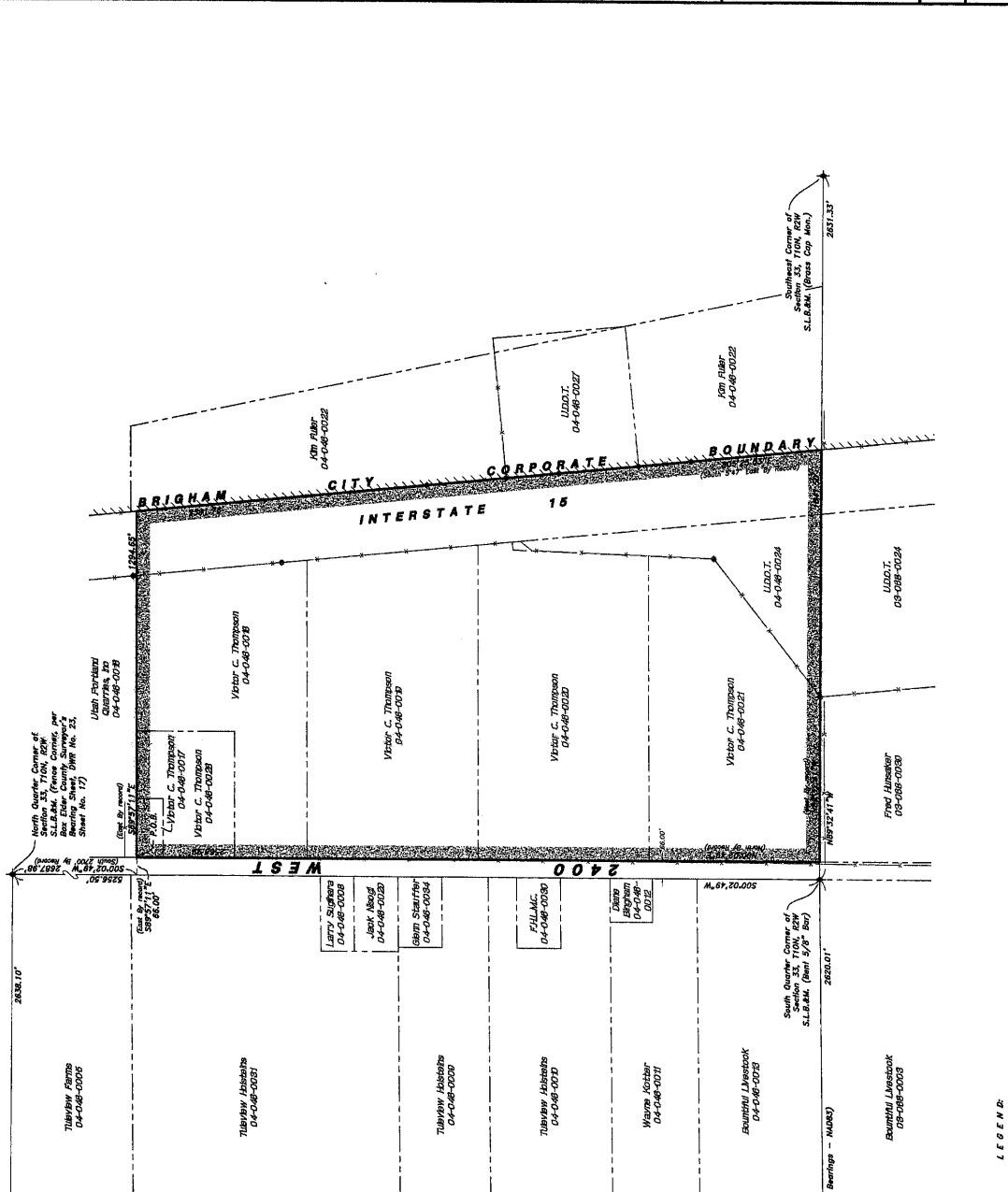
STATE OF UTAH, COUNTY OF BOX ELDER, RECORDED AT THE REQUEST OF BRIGHAM CITY DATE: Aug. 22, 2010
TIME: 2:15 P.M. BOOK 458, PAGE 112, REC. INDEX: 167819-167819-2
ASST: *[Signature]*

ANNEXATION PLAT

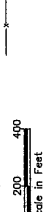
PLAT OF ADDITION TO THE CORPORATE LIMITS OF

BRIGHAM CITY

BOX ELDER COUNTY, UTAH



LEGEND:
 ANNEXXATION BOUNDARY LINE
 EXISTING CORPORATE BOUNDARY
 PROPERTY LINE
 FENCE LINE
 SECTION CORNER MONUMENT



COUNTY SURVEYOR



[Signature]