

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 BRIGHAM CITY, dated April 4<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 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 27<sup>th</sup> day of August, 2008 at Salt Lake City, Utah.

Handwritten signature of Gary R. Herbert in black ink.

GARY R. HERBERT  
Lieutenant Governor

03-249-0054 - 0060

✓ Ent 267466 Bk 1061 Pg 862  
Date 19-Aug-2008 11:12AM Fee \$0.00  
LuAnn Adams - Filed By an  
Box Elder Co., UT  
For BRIGHAM CITY CORP

ORDINANCE NO. 03-06

**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 January 31, 2008 was received by the Brigham City Recorder requesting annexation and signed by Kevin Parkinson; and

**WHEREAS**, the petitions requesting this annexation contain signatures representing 74.30% of private land area and 40.51% 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:

**Received**

A PART OF THE NORTHWEST QUARTER OF SECTION 7, TOWNSHIP 26S 26E 2008

9 NORTH, RANGE 1 WEST OF THE SALT LAKE BASE AND MERIDIAN. BEGINNING AT A POINT LOCATED SOUTH 2638.85 FEET ALONG THE WEST LINE OF SAID NORTHWEST QUARTER FROM THE NORTHWEST CORNER OF SAID NORTHWEST QUARTER, SAID POINT DESCRIBED OF RECORD AS BEING THE SOUTHWEST CORNER OF THE NORTHWEST QUARTER OF SAID SECTION 7; RUNNING THENCE NORTH 972.70 FEET ALONG THE WEST LINE OF SAID NORTHWEST QUARTER TO THE INTERSECTION OF THE KOTTER CANYON P.U.D. SUBDIVISION BOUNDARY; THENCE ALONG SAID SUBDIVISION BOUNDARY THE FOLLOWING TWO (2) COURSES: (1) SOUTH 22°28'13" EAST 1048.34 FEET; (2) SOUTH 89°26'09" WEST 400.70 FEET TO THE POINT OF BEGINNING.

CONTAINING 4.47 ACRES.

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 4TH DAY OF APRIL 2008.

By:



Lou Ann Christensen, Mayor

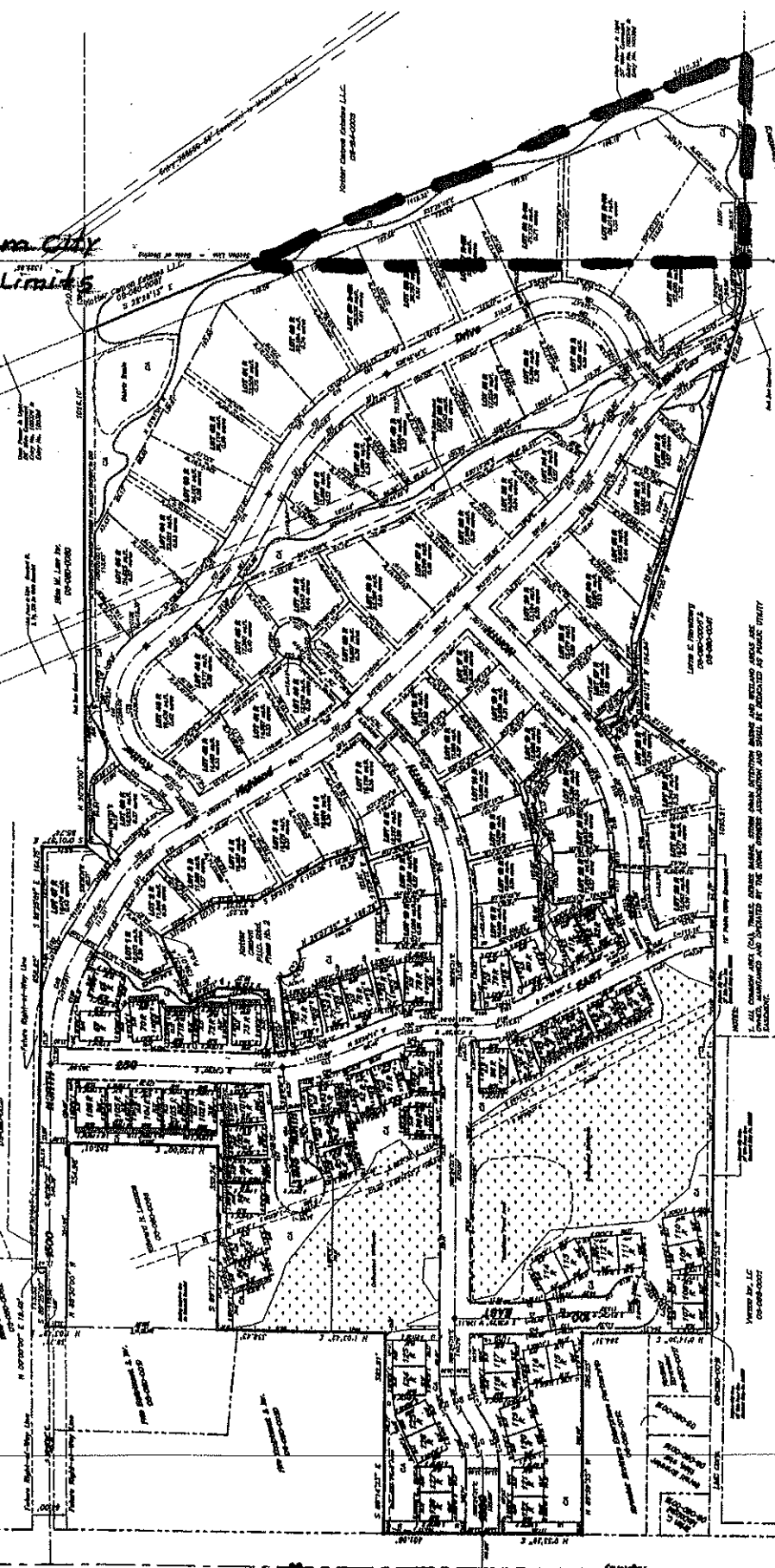
ATTEST:

  
Mary Kate Christensen, City Recorder



# KOTTER CANYON I D. SUBDIVISION

FINAL PLU  
 BRIGHAM CITY, BOY ELDER COUNTY, UTAH  
 A Part of the NORTHEAST Quarter of  
 Section 12, T 9 N., R 2 W., S.L.B.&M.  
 And A Part of the Northwest Quarter of  
 Section 7, T 9 N., R 1 W., S.L.B.&M.



**DEAN HANSEN & ASSOCIATES, INC.**  
 ENGINEERING  
 47 East 100 West  
 Salt Lake City, Utah 84103  
 (801) 525-9977  
 (801) 525-7882 (fax) 525-9985 (fax) 525-9988 (fax)

**LEGEND**  
 SECTION BOUNDARY LINE  
 LOT LINE  
 CENTERLINE  
 PROPERTY  
 UNITED STATES AREA (U.S.)  
 STATE BOUNDARY TO BE SET  
 SET IN ALL LOT CORNERS

- NOTES:
1. ALL COMMON AREAS (CA), TRAILS, SERVICE AREAS, STORM DRAIN, AUTOMATIC WATER AND IRRIGATION AREAS ARE TO BE MAINTAINED AND OPERATED BY THE HOME OWNERS ASSOCIATION AND SHALL BE DEPOSITED AS PUBLIC TRUSTY.
  2. LIMITED COMMON AREAS (LCA) TO BE EXCLUDED FROM PUBLIC UTILITY EXCEPT OPERATIONS, USE IS FOR THE PRIVATE USE OF THE HOUSING LOT OWNER FOR COVERED PATIOS, PATIOS, AREAS AS SPECIFIED IN THE FINAL OWNERS ASSOCIATION COVENANTS. ALL LIMITED COMMON AREAS IS TO BE THESE SPECIFIED OTHERWISSE.
  3. ALL STORM DRAIN, WATER AND COVER AREAS SHALL BE OWNED, OPERATED AND MAINTAINED BY BRIGHAM CITY.
  4. 30' - MAXIMUM DISTANCE FROM COMMON/RESERVATION TRAILER SHALL BE SHOWN ON LOT 2 THROUGH AS APPROVED (COURTNEY/MAINTENANCE TRAILER INTENDS TO BE SET TO LAND ADJACENT TO STREET/PROPERTY CORNER) AND TO TRAILER OF AN OTHER TRAILER IS APPROVED BY BRIGHAM CITY/OWNER OF TRAILER.
  5. 30' - MAXIMUM DISTANCE FROM TRAILER TO BE SHOWN ON LOT 2 THROUGH AS APPROVED (COURTNEY/MAINTENANCE TRAILER INTENDS TO BE SET TO LAND ADJACENT TO STREET/PROPERTY CORNER) AND TO TRAILER OF AN OTHER TRAILER IS APPROVED BY BRIGHAM CITY/OWNER OF TRAILER.
  6. 30' - MAXIMUM DISTANCE FROM TRAILER TO BE SHOWN ON LOT 2 THROUGH AS APPROVED (COURTNEY/MAINTENANCE TRAILER INTENDS TO BE SET TO LAND ADJACENT TO STREET/PROPERTY CORNER) AND TO TRAILER OF AN OTHER TRAILER IS APPROVED BY BRIGHAM CITY/OWNER OF TRAILER.
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  10. 30' - MAXIMUM DISTANCE FROM TRAILER TO BE SHOWN ON LOT 2 THROUGH AS APPROVED (COURTNEY/MAINTENANCE TRAILER INTENDS TO BE SET TO LAND ADJACENT TO STREET/PROPERTY CORNER) AND TO TRAILER OF AN OTHER TRAILER IS APPROVED BY BRIGHAM CITY/OWNER OF TRAILER.

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 COUNTY RECORDER'S NO. \_\_\_\_\_  
 STATE OF UTAH, COUNTY OF BOY ELDER, RECORDED AND  
 FILED AT THE OFFICE OF THE COUNTY RECORDER AND  
 REGISTERED \_\_\_\_\_ FILE \_\_\_\_\_  
 FILED IN \_\_\_\_\_ THE OFFICE OF THE COUNTY RECORDER