

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 RICHFIELD CITY, dated September 23<sup>rd</sup>, 2008, complying with Section 10-2-425, Utah Code Annotated, 1953, as amended.

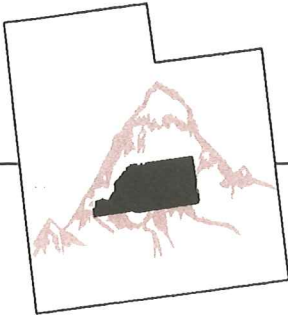
NOW, THEREFORE, notice is hereby given to all whom it may concern that the attached is a true and correct copy of the notice of annexation, referred to above, on file with the Office of the Lieutenant Governor pertaining to RICHFIELD CITY, located in Sevier County, State of Utah.



IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 15<sup>th</sup> day of October, 2008 at Salt Lake City, Utah.

Handwritten signature of Gary R. Herbert in black ink.

GARY R. HERBERT  
Lieutenant Governor



# Sevier County

COMMISSIONERS:  
Gary B. Mason  
Ralph Okerlund  
Ivan Cowley

Administration Building  
250 North Main  
Richfield, Utah 84701  
(435) 893-0400  
FAX (435) 896-8888

Steven C. Wall - Clerk/Auditor  
Gail DeMille - Assessor  
Cheryl Buchanan - Treasurer  
Jayrene B. Nielsen - Recorder

October 1, 2008

Gary Herbert  
Lieutenants Governors Office  
Utah State Capitol STE E325  
Salt Lake City, UT 84114-2325

RE: Annexation Documents

To Whom It May Concern:

Enclosed herewith please find a new annexation in our County:

1. Richfield City Annexation (Mt. Catherine) in Section 35 T23S R3W SLM and in. (Amended Articles of Incorporation, Resolution and Plat).

Respectfully,

Jayrene Nielsen  
Sevier County Recorder

Encl./jbn

**Received**

OCT 09 2008

Map Sec

10/9/08

Gary R. Herbert  
Lieutenant Governor

**AMENDED ARTICLES OF INCORPORATION  
OF THE  
CITY OF RICHFIELD**

Pursuant to the provisions of the "Utah Municipal Code," the City of Richfield in Sevier County, Utah acting by its Mayor and approved by the City Council, hereby amends its original Articles of Incorporation, dated the 22<sup>nd</sup> day of February, 1878, and states the following as its Amended Articles of Incorporation:

1. The name of the municipality is the City of Richfield; also know as Richfield City Corporation.
2. The geographical description of the properties being annexed to the City of Richfield is as follows:

**Description**

BEGINNING AT A POINT LOCATED S89°48'22"E ALONG THE NORTH LINE OF SECTION 35, T.23 S., R.3 W., S.L.B. & M., 1587.06 FEET FROM THE NORTHWEST CORNER OF SAID SECTION 35, SAID POINT OF BEGINNING ALSO BEING LOCATED AT THE INTERSECTION OF THE EASTERLY RIGHT OF WAY LINE OF INTERSTATE 70 AND THE NORTH LINE OF SAID 35; THENCE S89°48'22"E ALONG THE NORTH LINE OF SAID SECTION 35, 270.13 FEET TO THE WESTERLY RIGHT OF WAY OF THE SEVIER VALLEY CANAL; THENCE ALONG THE WESTERLY RIGHT OF WAY OF SAID SEVIER VALLEY CANAL THE FOLLOWING COURSES: S12°14'00"W 10.15 FEET, S17°17'00"W 48.20 FEET, S38°26'00"W 27.30 FEET, S51°33'00"W 43.40 FEET, S47°57'00"W 127.40 FEET, S45°55'00"W 70.40 FEET, S41°10'00"W 48.20 FEET, S31°01'00"W 47.40 FEET, S19°05'00"W 42.00 FEET, S02°12'00"W 369.90 FEET, S06°39'00"W 65.25 FEET, S09°29'00"W 63.80 FEET, S11°25'00"W 71.25 FEET, S18°59'00"W 58.60 FEET, S20°49'00"W 20.70 FEET, AND S36°06'00"W 315.71 FEET TO THE NORTH RIGHT OF WAY LINE OF THE 500 SOUTH CONNECTOR; THENCE N47°34'15"W ALONG THE NORTH RIGHT OF WAY LINE OF SAID 500 SOUTH CONNECTOR, 233.70 FEET TO THE EASTERLY RIGHT OF WAY LINE OF INTERSTATE 70; THENCE ALONG THE EASTERLY RIGHT OF WAY LINE OF SAID INTERSTATE 70 THE FOLLOWING COURSES: N17°52'08"E 608.76 FEET, N27°17'26"E 451.92 FEET, AND N23°26'45"E 124.82 FEET TO THE POINT OF BEGINNING. CONTAINING 6.951 ACRES. Parcel ID # 4-240-34

3. The City of Richfield is a "City of the Fifth Class" as defined by § 10-2-301, Utah Code Annotated, having a population of more than 1,000 inhabitants, but less than 10,000 inhabitants.

Dated this 23<sup>rd</sup> day of September, 2008.

CITY OF RICHFIELD

By: Brad Ramsay  
Brad Ramsay, Mayor

ATTEST:

Michele H. Jolley  
Michele H. Jolley, City Recorder

**DOC # 00356552**

Articles of Incorporation/Am Incorp B: 0609 P: 0264  
Jayrene B Nielsen Sevier County Recorder Page 1 of 1  
10/01/2008 02:34:57 PM Fee \$0.00 By RICHFIELD CITY



**ORDINANCE NO. 2008-13**

**ORDINANCE ANNEXING SPECIFIC  
PROPERTY TO RICHFIELD, UTAH**

WHEREAS, a majority of the owners of certain real property described below, desire to annex such real property to Richfield, Utah, said owner, Robert J. Parker, trustee of the Kilauea Trust I; and

WHEREAS, said real property consists of approximately 6.951 acres and lies contiguous to the corporate boundaries of Richfield, Utah; and

WHEREAS, said owners have caused a petition to be filed with the City Recorder together with an accurate plat of the real property which was made under the supervision of a licensed surveyor; and

WHEREAS, Richfield City Council accepted the petition for annexation; and within 30 days the City Recorder reviewed the petition and certified that the petition meets the requirements for annexation as provided by Utah State Law (Subsections 10-2-408(2), (3), and (4)); and

WHEREAS, a notice was published once a week for three successive weeks, beginning no later than ten days after receipt of the notice of certification, in a newspaper of general circulation the area proposed for annexation and the unincorporated area within half mile of the area proposed for annexation as provided by Utah State Law (Subsection 10-2-406); and

WHEREAS, within 20 days of receipt of the notice of certification, written notices were mailed to the affected entities as provided by Utah State Law (Subsections 10-2-406(1) (b)); and

WHEREAS, no protests to the annexation petition were filed during the period specified;

NOW, THEREFORE, pursuant to Section 10-2-407, Utah Code, the City Council of Richfield, Utah, hereby adopts and passes the following:

**BE IT ORDAINED BY THE CITY COUNCIL OF RICHFIELD, UTAH, AS  
FOLLOWS:**

**ORDINANCE 2008-13 ANNEXING CERTAIN REAL PROPERTY AND  
EXTENDING THE CORPORATE LIMITS OF RICHFIELD, UTAH.**

The real property more particularly described in Paragraph 1, below, is hereby annexed to Richfield, Utah and the corporate limits of Richfield, Utah, are hereby extended accordingly.

1. The real property which is the subject of this Ordinance is located east of Interstate 70, west of the Sevier Valley Canal, north of the 500 South connector and south of the north line of Section 35, T.23 S., R.3 W., S.L.B. & M., and more particularly described as follows: Parcel 4-240-34

**DOC # 00356553**

Ordinance B: 0609 P: 0265  
Jayrene B Nielsen Sevier County Recorder Page 1 of 4  
10/01/2008 02:34:57 PM Fee \$0.00 By RICHFIELD CITY



BEGINNING AT A POINT LOCATED S89°48'22"E ALONG THE NORTH LINE OF SECTION 35, T.23 S., R.3 W., S.L.B. & M., 1587.06 FEET FROM THE NORTHWEST CORNER OF SAID SECTION 35, SAID POINT OF BEGINNING ALSO BEING LOCATED AT THE INTERSECTION OF THE EASTERLY RIGHT OF WAY LINE OF INTERSTATE 70 AND THE NORTH LINE OF SAID 35; THENCE S89°48'22"E ALONG THE NORTH LINE OF SAID SECTION 35, 270.13 FEET TO THE WESTERLY RIGHT OF WAY OF THE SEVIER VALLEY CANAL; THENCE ALONG THE WESTERLY RIGHT OF WAY OF SAID SEVIER VALLEY CANAL THE FOLLOWING COURSES: S12°14'00"W 10.15 FEET, S17°17'00"W 48.20 FEET, S38°26'00"W 27.30 FEET, S51°33'00"W 43.40 FEET, S47°57'00"W 127.40 FEET, S45°55'00"W 70.40 FEET, S41°10'00"W 48.20 FEET, S31°01'00"W 47.40 FEET, S19°05'00"W 42.00 FEET, S02°12'00"W 369.90 FEET, S06°39'00"W 65.25 FEET, S09°29'00"W 63.80 FEET, S11°25'00"W 71.25 FEET, S18°59'00"W 58.60 FEET, S20°49'00"W 20.70 FEET, AND S36°06'00"W 315.71 FEET TO THE NORTH RIGHT OF WAY LINE OF THE 500 SOUTH CONNECTOR; THENCE N47°34'15"W ALONG THE NORTH RIGHT OF WAY LINE OF SAID 500 SOUTH CONNECTOR, 233.70 FEET TO THE EASTERLY RIGHT OF WAY LINE OF INTERSTATE 70; THENCE ALONG THE EASTERLY RIGHT OF WAY LINE OF SAID INTERSTATE 70 THE FOLLOWING COURSES: N17°52'08"E 608.76 FEET, N27°17'26"E 451.92 FEET, AND N23°26'45"E 124.82 FEET TO THE POINT OF BEGINNING. CONTAINING 6.951 ACRES.

2. The zoning map of Richfield City shall be amended to include the real property described in Paragraph 2. The real property described in Paragraph 2, above, shall be classified as being in multiple family residential district (RM-11), in accordance with the General Plan for Richfield, Utah, provisions of the City's Land Use Ordinance and Section 10-9-406(1) of the Utah Code Annotated, 1953, as amended.

3. A certified copy of this Ordinance and an original plat setting forth the property so annexed shall be filed with the County Recorder of Sevier County, Utah by the City Recorder.

4. This Ordinance shall become effective upon adoption and passage by the City Council. A copy of the Ordinance and plat shall be deposited in the Office of the City Recorder.

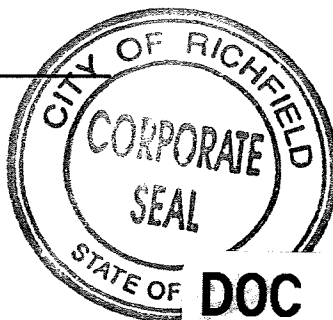
ADOPTED AND PASSED by the City Council of Richfield, Utah, this 23rd day of September, 2008.

RICHFIELD CITY  
A Utah Municipal Corporation

By Brad C Ramsay  
Brad C. Ramsay, Mayor

ATTEST:

Michele H Jolley  
Michele H. Jolley, Recorder



(SEAL)

**DOC # 00356553**

Ordinance B: 0609 P: 0266  
Jayrene B Nielsen Sevier County Recorder Page 2 of 4  
10/01/2008 02:34:57 PM Fee \$0.00 By RICHFIELD CITY

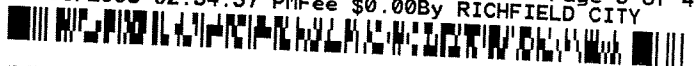


Councilmembers voting "Aye":  
Richard Barnett  
Dan S. Chidester  
Mayor Jacobsen  
Larry Lunnen  
Nahna Rappleye

Councilmembers voting "Nay": None

**DOC # 00356553**

Ordinance B: 0609 P: 0267  
Jayrene B Nielsen Sevier County Recorder Page 3 of 4  
10/01/2008 02:34:57 PM Fee \$0.00 By RICHFIELD CITY





**RESOLUTION NO. 2008-9**

A RESOLUTION ACCEPTING A PETITION FOR ANNEXATION OF CERTAIN REAL PROPERTY UNDER THE PROVISIONS OF SECTIONS 10-2-403 AND 10-2-405, UTAH CODE ANNOTATED, 1953, AS AMENDED.

WHEREAS, on the 27th day of June, 2008 the owner of certain real property, Robert J. Parker, trustee of the Kilauea Trust I, petitioner, filed a petition with the city recorder of Richfield City, Sevier County, State of Utah requesting that such property be annexed to the corporate boundaries of Richfield City; and

WHEREAS, said petition contains the signatures of the owners of private real property that is: 1) located within the area proposed for annexation; 2) covers a majority of the private land area within the area proposed for annexation; and 3) is equal in value to at least one-third of the value of all the private real property within the area proposed for annexation; and

WHEREAS, the petitioners certify that said property proposed for annexation lies contiguous to the present boundaries of Richfield City and the petitioners have caused an accurate plat or map of the real property proposed for annexation to be prepared by a licensed surveyor and have filed said plat or map with the city recorder; and

WHEREAS, said petition appears to comply with all of the requirements of Section 10-2-402 and 403, Utah Code Annotated, 1953, as amended.

NOW THEREFORE, BE IT RESOLVED by the City Council of Richfield City, Sevier County, State of Utah, that the Annexation Petition, attached hereto as Exhibit "A" is hereby accepted for further consideration under the provisions of Utah State Annexation Law and is hereby referred to the city recorder for review pursuant to Section 10-2-405(2), Utah State Code Annotated, 1953, as amended.

BE IT FURTHER RESOLVED that this resolution shall become effective upon adoption.

ADOPTED AND PASSED by the City Council this 8<sup>th</sup> day of July, 2008.

RICHFIELD CITY  
A Utah Municipal Corporation

By Brad Ramsay  
Brad Ramsay, Mayor

ATTEST:

Michele Jolley  
Michele Jolley, Recorder



**DOC # 00356554**

Resolution B: 0609 P: 0269  
Jayrene B Nielsen Sevier County Recorder Page 1 of 5  
10/01/2008 02:34:57 PM Fee \$0.00 By RICHFIELD CITY





**Exhibit "A"**

**Petition for Annexation #2008-3  
of Territory  
To Richfield City, Utah**

**TO THE COUNCIL OF RICHFIELD CITY:**

We the undersigned owners of certain real property lying contiguous to the present municipal limits of Richfield City, hereby submit this *Petition for Annexation* and respectfully represent the following:

1. That this petition is made pursuant to the requirements of Section 10-2-403, Utah Code Annotated, 1953, as amended (U.C.A.);
2. That the property subject to this petition is a contiguous, unincorporated area contiguous to the boundaries of Richfield City and the annexation thereof will not leave or create an unincorporated island or peninsula;
3. That the signatures affixed hereto are those of the owners of private real property that:
  - a. Is located within the area proposed for annexation;
  - b. Covers a majority of the private land area within the area proposed for annexation;
  - c. Is equal in value to at least 1/3 of the value of all private real property within the area proposed for annexation; and
  - d. Is described as follows:

*That property lying East of Interstate 70, West of the Sevier Valley Canal, North of the 500 South Connector (530 South West of College Avenue, as it goes under the freeway), and South of the North line of Section 35, T.23 S., R.3 W., S.L.B. & M. This property is frequently referred to as the "Old L.D.S. Dairy" property.*

The property subject of this petition lies contiguous to the present boundary of Richfield City=s corporate limits (describe approximate location) *Northwest of the intersection of 530 South and College Avenue* and more particularly described as follows (legal description):

BEGINNING AT A POINT LOCATED S89°48'22"E ALONG THE NORTH LINE OF SECTION 35, T.23 S., R.3 W., S.L.B. & M., 1587.06 FEET FROM THE NORTHWEST CORNER OF SAID SECTION 35, SAID POINT OF BEGINNING ALSO BEING LOCATED AT THE INTERSECTION OF THE EASTERLY RIGHT OF WAY LINE OF INTERSTATE 70 AND THE NORTH LINE OF SAID 35; THENCE S89°48'22"E ALONG THE NORTH LINE OF SAID SECTION 35, 270.13 FEET TO THE WESTERLY RIGHT OF WAY OF THE SEVIER VALLEY CANAL; THENCE ALONG THE WESTERLY RIGHT OF WAY OF SAID SEVIER VALLEY CANAL THE FOLLOWING COURSES: S12°14'00"W 10.15 FEET, S17°17'00"W 48.20 FEET, S38°26'00"W 27.30 FEET, S51°33'00"W 43.40 FEET, S47°57'00"W 127.40 FEET, S45°55'00"W 70.40 FEET, S41°10'00"W 48.20 FEET, S31°01'00"W 47.40 FEET, S19°05'00"W 42.00 FEET, S02°12'00"W 369.90 FEET, S06°39'00"W 65.25 FEET, S09°29'00"W 63.80 FEET, S11°25'00"W 71.25 FEET, S18°59'00"W 58.60 FEET, S20°49'00"W 20.70 FEET, AND S36°06'00"W 315.71

**DOC # 00356554**

Resolution B: 0609 P: 0270

Jayrene B Nielsen Sevier County Recorder Page 2 of 5  
10/01/2008 02:34:57 PM Fee \$0.00 By RICHFIELD CITY



FEET TO THE NORTH RIGHT OF WAY LINE OF THE 500 SOUTH CONNECTOR; THENCE N47°34'15"W ALONG THE NORTH RIGHT OF WAY LINE OF SAID 500 SOUTH CONNECTOR, 233.70 FEET TO THE EASTERLY RIGHT OF WAY LINE OF INTERSTATE 70; THENCE ALONG THE EASTERLY RIGHT OF WAY LINE OF SAID INTERSTATE 70 THE FOLLOWING COURSES: N17°52'08"E 608.76 FEET, N27°17'26"E 451.92 FEET, AND N23°26'45"E 124.82 FEET TO THE POINT OF BEGINNING. CONTAINING 6.951 ACRES.

Parcel 4-240-34

4. That up to five (5) of the signers of this petition have been designated as sponsors, one of whom is designated as the AContact Sponsor, with the mailing address of each sponsor being indicated;
5. That this petition does not propose annexation of all or a part of an area proposed for annexation in a previously filed petition that has not been denied, rejected or granted;
6. That this petition does not propose annexation of an area that includes some or all of an area proposed to be incorporated in a request for a feasibility study under Section 10-2-103 U.C.A. or a petition under Section 10-2-125 U.C.A. if:
  - a. The request or petition was filed before the filing of the annexation petition; and
  - b. The request, a petition under Section 10-2-109 based on that request, or a petition under Section 10-2-125 is still pending on the date the annexation petition is filed;
7. That the petitioners have caused an accurate plat or map of the above-described property to be prepared by a licensed surveyor, which plat or map is filed herewith; and
8. That the petitioners request the property, if annexed, to be zoned *RM-11*.
9. That the petitioners agree to deposit with the City, canal water stock equal to one (1) share per acre in acceptable water companies as defined in the annexation policy of Richfield City.

**WHEREFORE**, the petitioner(s) hereby request that this petition be considered by the governing body at its regular meeting, or as soon thereafter as possible; that a resolution be adopted as required by law accepting this Petition for Annexation for further consideration; and that the governing body take such steps as required by law to complete the annexation herein petitioned.

DATED this 20<sup>th</sup> day of JUNE, 2008.

PETITIONER(S): (name(s) as it/they appear(s) on county tax roles):

**DOC # 00356554**

Resolution B: 0609 P: 0271  
Jayrene B Nielsen Sevier County Recorder Page 3 of 5  
10/01/2008 02:34:57 PM Fee \$0.00 By RICHFIELD CITY



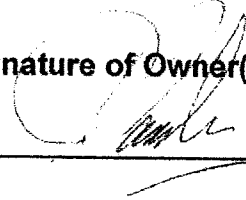
**ADDRESS / TELEPHONE NO  
(contact sponsor only):**

**CS:** \_\_\_\_\_  
Robert Parker, Trustee of the Kilauea Trust I  
P.O. Box 81465 1501 WHITE HAWK CT  
Las Vegas, NV 89180 LAS VEGAS, NV 89137

**Printed name of Owner(s)**

**Signature of Owner(s)**

**S:** ROBERT J. PARKER



**S:** \_\_\_\_\_

\_\_\_\_\_

**S:** \_\_\_\_\_

\_\_\_\_\_

**S:** \_\_\_\_\_

\_\_\_\_\_

**CS - Contact Sponsor**

**S - Sponsor**

(Attach additional sheets if necessary)

<u>RECORD OWNER</u>	<u>NO. OF ACRES</u>	<u>ASSESSED VALUE</u>	<u>SEVIER CO. TAX NUMBER</u>
			4-240-34

**DOC # 00356554**

Resolution B: 0609 P: 0272  
Jayrene B Nielsen Sevier County Recorder Page 4 of 5  
10/01/2008 02:34:57 PM Fee \$0.00 By RICHFIELD CITY



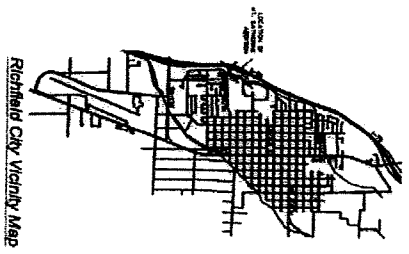
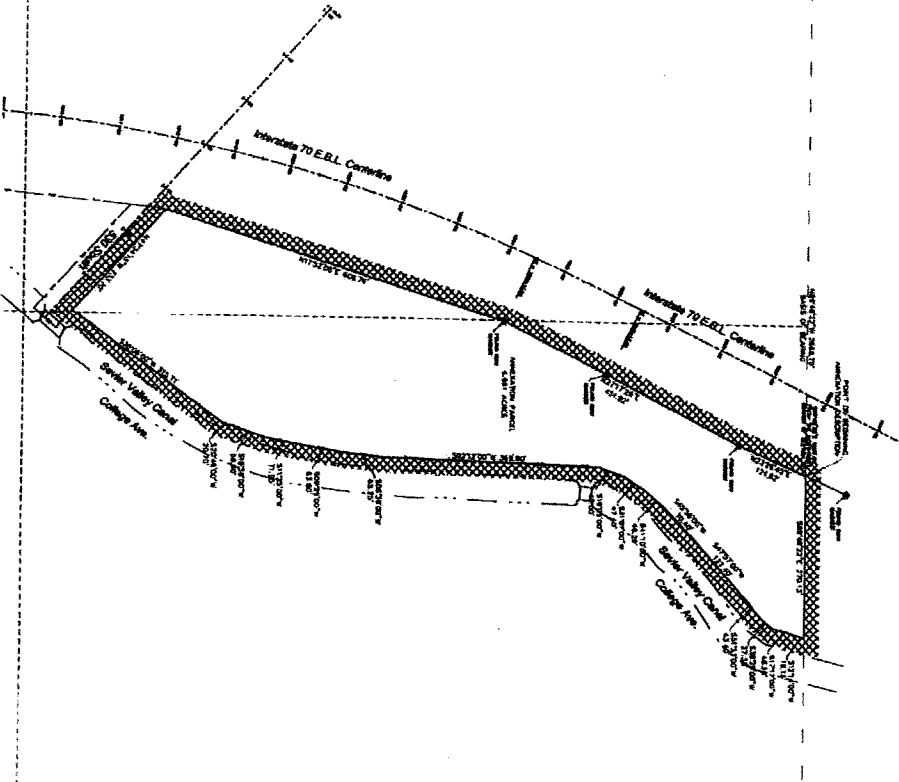
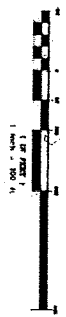
# Mt. Catherine Addition to Richfield City

Located in Section 35, T.23 S., R.3 W., S.L.B. & M.,  
Sevier County, Utah

2008

**LEGEND**

- ANNEXATION BOUNDARY LINE
- SECTION LINE
- QUARTER SECTION LINE
- TRAIL OF SURVEY



**NOTES**

1. THIS PLAN IS A PART OF THE RECORD MAP, MAP NO. 2008-001, AND SHALL BE RECORDED WITH SAID RECORD MAP.

2. THIS PLAN IS A PART OF THE RECORD MAP, MAP NO. 2008-001, AND SHALL BE RECORDED WITH SAID RECORD MAP.

3. THIS PLAN IS A PART OF THE RECORD MAP, MAP NO. 2008-001, AND SHALL BE RECORDED WITH SAID RECORD MAP.

**DOC # 00356554**

Resolution B: 0609 P: 0273  
Jayrene B Nielsen Sevier County Recorder Page 5 of 5  
10/01/2008 02:34:57 PM Fee \$0.00 By RICHFIELD CITY



APPROVED BY CERTAINING BODY

RICHFIELD, UT

RECORDED BY

REV. 02/10/08

NO. 343639

SEVIER COUNTY, UTAH

RECORDED

1. I, JAYRENE B. NIELSEN, RECORDER OF DEEDS FOR SEVIER COUNTY, UTAH, DO HEREBY CERTIFY THAT THE ABOVE DESCRIBED INSTRUMENT WAS RECORDED IN MY OFFICE ON 10/01/2008 AT 02:34:57 PM. THE INSTRUMENT WAS RECORDED IN BOOK 100, PAGE 343639.

STATE OF UTAH, )  
COUNTY OF SEVIER, )  
I, JAYRENE B. NIELSEN, RECORDER OF DEEDS, do hereby certify that the above described instrument was recorded in my office on 10/01/2008 at 02:34:57 PM. The instrument was recorded in Book 100, Page 343639.

APPROVED BY CERTAINING BODY

RICHFIELD, UT

RECORDED BY

REV. 02/10/08

NO. 343639

SEVIER COUNTY, UTAH

RECORDED

Jones & DeMille Engineering

ANNEXATION PLAT

Mt. Catherine Addition

NOVEMBER 2008

SCALE: 1" = 100'

